

1 A bill to be entitled

2 An act relating to implementing the 2014-2015 General
3 Appropriations Act; providing legislative intent;
4 amending s. 1002.32, F.S.; providing for the
5 distribution of capital improvement funding for lab
6 schools; incorporating by reference certain
7 calculations of the Medicaid Low-Income Pool,
8 Disproportionate Share Hospital, and Hospital
9 Exemptions Programs for the 2014-2015 fiscal year;
10 providing requirements governing the continuation of
11 the Department of Health's Florida Onsite Sewage
12 Nitrogen Reduction Strategies Study; requiring the
13 Agency for Health Care Administration to perform a
14 reconciliation relating to nursing home facility
15 providers; requiring providers to reimburse agency in
16 certain circumstances; prioritizing which categories
17 of individuals on the Agency for Persons with
18 Disabilities' wait list will be offered slots in the
19 Medicaid home and community-based waiver programs;
20 providing that individuals remaining on the wait list
21 are not entitled to an administrative proceeding or
22 hearing in accordance with federal law; amending s.
23 216.262, F.S.; authorizing the Department of
24 Corrections under certain circumstances to submit a
25 budget amendment for additional positions to operate
26 additional prison bed capacity; authorizing the

27 Department of Legal Affairs to expend certain
28 appropriated funds on programs that were funded by the
29 department from specific appropriations in general
30 appropriations acts in previous years; amending s.
31 932.7055, F.S.; authorizing a municipality to expend
32 funds from its special law enforcement trust fund to
33 reimburse the municipality's general fund for moneys
34 advanced from the general fund before a certain date;
35 requiring the Department of Juvenile Justice to comply
36 with specified reimbursement limitations with respect
37 to payments to hospitals or health care providers for
38 health care services; authorizing certain payments
39 pursuant to a contracted rate only until the contract
40 expires or is renewed; defining the term "hospital"
41 for purposes of such limitations; amending s. 29.008,
42 F.S., relating to county funding of court-related
43 functions; providing counties with an exemption from
44 the requirement to annually increase certain
45 expenditures by a specified percentage; directing the
46 Department of Management Services to use a tenant
47 broker to renegotiate or reprocore leases for office
48 or storage space and provide a report to the
49 Legislature; reenacting s. 624.502, F.S., relating to
50 the deposit of fees for service of process made upon
51 the Chief Financial Officer or Office of Insurance
52 Regulation; providing for deposit of such fees into

53 the Administrative Trust Fund rather than the
54 Insurance Regulatory Trust Fund; amending s. 282.709,
55 F.S.; revising membership of Joint Task Force on State
56 Agency Law Enforcement Communications; amending s.
57 161.143, F.S.; providing for an allocation in the
58 General Appropriations Act for inlet management
59 funding; amending s. 375.041, F.S.; authorizing the
60 transfer of moneys from the Land Acquisition Trust
61 Fund to support the Total Maximum Daily Loads Program;
62 authorizing the transfer of moneys in the Land
63 Acquisition Trust Fund to the Save Our Everglades
64 Trust Fund for Everglades restoration and to the
65 Florida Forever Trust Fund for the Florida Forever
66 program; amending s. 373.59, F.S.; revising the
67 allocation of moneys from the Water Management Lands
68 Trust Fund; amending s. 403.7095, F.S.; requiring the
69 Department of Environmental Protection to award a
70 specified amount in grants to certain small counties
71 for waste tire and litter prevention, recycling
72 education, and solid waste programs; amending s.
73 259.105, F.S.; providing that certain funds in the
74 Florida Forever Trust Fund be distributed to the
75 Department of Agriculture and Consumer Services for
76 the acquisition of agricultural lands and to the
77 Division of State Lands of the Department of
78 Environmental Protection for certain less-than-fee

79 | acquisitions including for military buffering,
80 | springs, or water resource protection; amending s.
81 | 259.032, F.S.; authorizing moneys from the
82 | Conservation and Recreation Lands Trust Fund to be
83 | transferred to the Florida Forever Trust Fund for the
84 | Florida Forever program; amending s. 255.25001, F.S.;
85 | authorizing funds from the sale of certain property by
86 | the Department of Agriculture and Consumer Services to
87 | be deposited into the Market Improvements Working
88 | Capital Trust Fund; amending s. 216.181, F.S.;
89 | authorizing the Governor and the Legislative Budget
90 | Commission to approve certain fixed capital outlay
91 | projects proposed by the Department of Environmental
92 | Protection; amending s. 216.292, F.S.; removing a
93 | restriction on the type of review a legislative
94 | appropriations committee may make when reviewing
95 | certain notices of proposed transfers by state
96 | agencies; prohibiting a state agency from initiating a
97 | competitive solicitation for a product or service
98 | under certain circumstances; authorizing the Executive
99 | Office of the Governor to transfer funds between
100 | departments for purposes of aligning amounts paid for
101 | risk management premiums and aligning amounts paid for
102 | human resource management services; amending s.
103 | 112.24, F.S.; providing conditions on the assignment
104 | of an employee of a state agency under an employee

105 interchange agreement; providing that the annual
106 salary of the members of the Legislature be maintained
107 at a specified level; reenacting s. 215.32(2)(b),
108 F.S., relating to the source and use of certain trust
109 funds; authorizing the transfer of unappropriated cash
110 balances to the general revenue or budget
111 stabilization funds from certain trust funds;
112 providing a legislative determination that the
113 issuance of new debt is in the best interests of the
114 state; limiting the use of travel funds to activities
115 that are critical to an agency's mission; providing
116 exceptions; authorizing the Executive Office of the
117 Governor to transfer funds for use by the state's
118 designated primary data centers; prohibiting an agency
119 from transferring funds from a data processing
120 category to another category that is not a data
121 processing category; authorizing the Executive Office
122 of the Governor to transfer funds between agencies in
123 order to allocate a reduction relating to SUNCOM;
124 reenacting and amending s. 110.12315(2)(b) and (7)(a),
125 F.S., relating to the state employee prescription drug
126 program; updating provisions specifying copayment
127 amounts; providing for the effect of a veto of one or
128 more specific appropriations or proviso to which
129 implementing language refers; providing for the
130 continued operation of certain provisions

131 notwithstanding a future repeal or expiration provided
 132 by this act; providing severability; providing
 133 effective date.

134
 135 Be It Enacted by the Legislature of the State of Florida:

136
 137 Section 1. It is the intent of the Legislature that the
 138 implementing and administering provisions of this act apply to
 139 the General Appropriations Act for the 2014-2015 fiscal year.

140 Section 2. In order to implement Specific Appropriations
 141 9, 10, 11, 96, and 97 of the 2014-2015 General Appropriations
 142 Act, the calculations of the Florida Education Finance Program
 143 for the 2014-2015 fiscal year in the document titled "Public
 144 School Funding-The Florida Education Finance Program," dated
 145 March 20, 2014, and filed with the Clerk of the House of
 146 Representatives, are incorporated by reference for the purpose
 147 of displaying the calculations used by the Legislature,
 148 consistent with the requirements of state law, in making
 149 appropriations for the Florida Education Finance Program. This
 150 section expires July 1, 2015.

151 Section 3. In order to implement Specific Appropriations
 152 203, 210, 211, 212, and 215 of the 2014-2015 General
 153 Appropriations Act, the calculations for the Medicaid Low-Income
 154 Pool, Disproportionate Share Hospital, and Hospital Exemptions
 155 Programs, and the parameters and calculations for the diagnosis-
 156 related group (DRG) methodology for hospital reimbursement, for

157 the 2014-2015 fiscal year contained in the document titled
158 "Medicaid Hospital Funding Programs," dated March 20, 2014, and
159 filed with the Clerk of the House of Representatives, are
160 incorporated by reference for the purpose of displaying the
161 calculations used by the Legislature, consistent with the
162 requirements of state law, in making appropriations for the
163 Medicaid Low-Income Pool, Disproportionate Share Hospital, and
164 Hospital Exemptions Programs, and the parameters and
165 calculations for the diagnosis-related group methodology for
166 hospital reimbursement. This section expires July 1, 2015.

167 Section 4. (1) In order to implement Specific
168 Appropriation 490 of the 2014-15 General Appropriations Act, the
169 following requirements govern the continuation of the Department
170 of Health's Florida Onsite Sewage Nitrogen Reduction Strategies
171 Study:

172 (a) Funding for completion of the study is through the
173 Department of Health. Notwithstanding s. 287.057, Florida
174 Statutes, the current contract may be extended until the study
175 is completed.

176 (b) The Department of Health, the Department of Health's
177 Research Review and Advisory Committee, and the Department of
178 Environmental Protection shall work together to provide the
179 necessary technical oversight to complete the study.

180 (c) Management and oversight of the completion of the
181 study must be consistent with the terms of the existing
182 contract. However, the main focus and priority shall be

183 developing, testing, and recommending cost-effective passive
184 technology design criteria for nitrogen reduction.

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

188 1. Mandates, establishes, or implements more restrictive
189 nitrogen reduction standards to existing or new onsite sewage
190 treatment systems or modification of such systems; or

191 2. Directly or indirectly, such as through an
192 administrative order issued by the Department of Environmental
193 Protection as part of a basin management action plan adopted
194 pursuant to s. 403.067, Florida Statutes, requires the use of
195 performance-based treatment systems or similar technologies.
196 However, more restrictive nitrogen reduction standards for
197 onsite systems may be required through a basin management action
198 plan if such plan is phased in after the study is completed.

199 (d) Any systems installed at home sites are experimental
200 in nature and shall be installed with significant field testing
201 and monitoring. The Department of Health is specifically
202 authorized to allow installation of these experimental systems.

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

204 Section 5. In order to implement Specific Appropriation
205 241 of the 2014-2015 General Appropriations Act, the Agency for
206 Health Care Administration shall perform a reconciliation of the
207 resident days used by each nursing home facility provider in
208 calculating its quality assessment payments, as required in s.

209 409.9082, Florida Statutes, to determine the fiscal impact
210 differential resulting from the reporting of resident days for
211 quality assessment purposes, versus the reporting of resident
212 days as reported annually in the Medicaid cost report used to
213 calculate the Medicaid reimbursement rates for nursing home
214 facility providers for fiscal years 2008-2009 through 2012-2013.
215 If the reconciliation shows that the projection, based on the
216 Medicaid cost report, of the amount that the nursing home
217 facility providers were projected to pay was greater than the
218 actual assessments paid by the nursing home facility providers,
219 the agency shall require the nursing home facility providers to
220 remit the difference to the agency over a 6-month period. The
221 agency shall submit an invoice to the nursing home facility
222 providers indicating the amount of required funds that are due.
223 In the event that any nursing home facility provider fails to
224 remit the required funds, the agency shall withhold any medical
225 assistance reimbursement payments until such time as the funds
226 are recovered. This section expires July 1, 2015.

227 Section 6. (1) In order to implement Specific
228 Appropriation 268 of the 2014-2015 General Appropriations Act,
229 and notwithstanding s. 393.065(5), Florida Statutes, individuals
230 from the Medicaid home and community-based waiver programs wait
231 list shall be offered a slot on the waiver as follows:

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

235 (b) Individuals in category 2 at the time of finalization
236 of an adoption with placement in the family home, reunification
237 with family members with placement in a family home, or
238 permanent placement with a relative in a family home, shall be
239 moved to the waiver.

240 (c) In selecting individuals in category 3 or category 4,
241 the Agency for Persons with Disabilities shall use the Agency
242 for Persons with Disabilities Wait List Prioritization Tool,
243 dated March 15, 2014. Those individuals whose needs score
244 highest on the Wait List Prioritization Tool shall be moved to
245 the waiver during the 2014-2015 fiscal year, to the extent funds
246 are available.

247 (2) Upon the placement of individuals on the waiver
248 pursuant to subsection (1), individuals remaining on the wait
249 list are deemed not to have been substantially affected by
250 agency action and are, therefore, not entitled to a hearing
251 under s. 393.125, Florida Statutes, or administrative proceeding
252 under chapter 120, Florida Statutes. This section expires July
253 1, 2015.

254 Section 7. In order to implement Specific Appropriations
255 598 through 731 and 747 through 786 of the 2014-2015 General
256 Appropriations Act, subsection (4) of section 216.262, Florida
257 Statutes, is amended to read:

258 216.262 Authorized positions.—

259 (4) Notwithstanding the provisions of this chapter
260 relating to increasing the number of authorized positions, and

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261 for the 2014-2015 ~~2013-2014~~ fiscal year only, if the actual
262 inmate population of the Department of Corrections exceeds the
263 inmate population projections of the February 27, 2014 ~~19, 2013~~,
264 Criminal Justice Estimating Conference by 1 percent for 2
265 consecutive months or 2 percent for any month, the Executive
266 Office of the Governor, with the approval of the Legislative
267 Budget Commission, shall immediately notify the Criminal Justice
268 Estimating Conference, which shall convene as soon as possible
269 to revise the estimates. The Department of Corrections may then
270 submit a budget amendment requesting the establishment of
271 positions in excess of the number authorized by the Legislature
272 and additional appropriations from unallocated general revenue
273 sufficient to provide for essential staff, fixed capital
274 improvements, and other resources to provide classification,
275 security, food services, health services, and other variable
276 expenses within the institutions to accommodate the estimated
277 increase in the inmate population. All actions taken pursuant to
278 this subsection are subject to review and approval by the
279 Legislative Budget Commission. This subsection expires July 1,
280 2015 ~~2014~~.

281 Section 8. In order to implement Specific Appropriations
282 1322 and 1323 of the 2014-2015 General Appropriations Act, the
283 Department of Legal Affairs may expend appropriated funds in
284 those specific appropriations on the same programs that were
285 funded by the department pursuant to specific appropriations
286 made in general appropriations acts in previous years. This

287 section expires July 1, 2015.

288 Section 9. In order to implement Specific Appropriations
289 1258 and 1263 of the 2014-2015 General Appropriations Act,
290 paragraph (d) of subsection (4) of section 932.7055, Florida
291 Statutes, is amended to read:

292 932.7055 Disposition of liens and forfeited property.—

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

295 (d) Notwithstanding any other provision of this
296 subsection, and for the 2014-2015 ~~2013-2014~~ fiscal year only,
297 the funds in a special law enforcement trust fund established by
298 the governing body of a municipality may be expended to
299 reimburse the general fund of the municipality for moneys
300 advanced from the general fund to the special law enforcement
301 trust fund before October 1, 2001. This paragraph expires July
302 1, 2015 ~~2014~~.

303 Section 10. (1) In order to implement Specific
304 Appropriations 1129, 1130, 1135, 1136, 1182, 1184, 1186, 1189,
305 1190, 1192, 1193, 1194, 1205, and 1210 of the 2014-2015 General
306 Appropriations Act, the Department of Juvenile Justice must
307 comply with the following reimbursement limitations:

308 (a) Payments to a hospital or a health care provider may
309 not exceed 110 percent of the Medicare allowable rate for any
310 health care services provided if there is no contract between
311 the department and the hospital or the health care provider
312 providing services at a hospital;

313 (b) The department may continue to make payments for
314 health care services at the currently contracted rates through
315 the current term of the contract if a contract has been executed
316 between the department and a hospital or a health care provider
317 providing services at a hospital; however, payments may not
318 exceed 110 percent of the Medicare allowable rate after the
319 current term of the contract expires or after the contract is
320 renewed during the 2014-2015 fiscal year;

321 (c) Payments may not exceed 110 percent of the Medicare
322 allowable rate under a contract executed on or after July 1,
323 2014, between the department and a hospital or a health care
324 provider providing services at a hospital;

325 (d) Notwithstanding paragraphs (a)-(c), the department may
326 pay up to 125 percent of the Medicare allowable rate for health
327 care services at a hospital that reports or has reported a
328 negative operating margin for the previous fiscal year to the
329 Agency for Health Care Administration through hospital-audited
330 financial data; and

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

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

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

337 Section 11. In order to implement section 7 of the 2014-
338 2015 General Appropriations Act, paragraph (c) of subsection (4)

339 of section 29.008, Florida Statutes, is amended to read:

340 29.008 County funding of court-related functions.—

341 (4)

342 (c) Counties are exempt from all requirements and

343 provisions of paragraph (a) for the

344 2014-2015 ~~2013-2014~~ fiscal year. Accordingly, for the 2014-2015

345 ~~2013-2014~~ fiscal year, counties shall maintain, but are not

346 required to increase, their expenditures for the items specified

347 in paragraphs (1)(a)-(h) and subsection (3). The requirements

348 described in paragraph (a) shall be reinstated beginning with

349 the 2015-2016 ~~2014-2015~~ fiscal year. This paragraph expires July

350 1, 2015 ~~2014~~.

351 Section 12. In order to implement appropriations used for
 352 the payments of existing lease contracts for private lease space

353 in excess of 2,000 square feet in the 2014-2015 General

354 Appropriations Act, the Department of Management Services, with

355 the cooperation of the agencies having the existing lease

356 contracts for office or storage space, shall use tenant broker

357 services to renegotiate or reprocure all private lease

358 agreements for office or storage space expiring between July 1,

359 2015, and June 30, 2017, in order to reduce costs in future

360 years. The department shall incorporate this initiative into its

361 2014 Master Leasing Report required under s. 255.249(7), Florida

362 Statutes, and may use tenant broker services to explore the

363 possibilities of collocating office or storage space, to review

364 the space needs of each agency, and to review the length and

365 terms of potential renewals or renegotiations. The department
366 shall provide a report to the Executive Office of the Governor,
367 the President of the Senate, and the Speaker of the House of
368 Representatives by November 1, 2014, which lists each lease
369 contract for private office or storage space, the status of
370 renegotiations, and the savings achieved. This section expires
371 July 1, 2015.

372 Section 13. In order to implement Specific Appropriations
373 2277 through 2285 of the 2014-2015 General Appropriations Act,
374 section 624.502, Florida Statutes, is reenacted to read:

375 624.502 Service of process fee.—In all instances as
376 provided in any section of the insurance code and s. 48.151(3)
377 in which service of process is authorized to be made upon the
378 Chief Financial Officer or the director of the office, the
379 plaintiff shall pay to the department or office a fee of \$15 for
380 such service of process, which fee shall be deposited into the
381 Administrative Trust Fund.

382 Section 14. The amendment to s. 624.502, Florida Statutes,
383 as carried forward by this act from chapter 2013-41, Laws of
384 Florida, expires July 1, 2015, and the text of that section
385 shall revert to that in existence on June 30, 2013, except that
386 any amendments to such text enacted other than by this act shall
387 be preserved and continue to operate to the extent that such
388 amendments are not dependent upon the portions of text that
389 expire pursuant to this section.

390 Section 15. In order to implement Specific Appropriations

391 2896 through 2907 of the 2014-2015 General Appropriations Act,
392 paragraph (a) of subsection (2) of section 282.709, Florida
393 Statutes, is amended to read:

394 282.709 State agency law enforcement radio system and
395 interoperability network.—

396 (2) The Joint Task Force on State Agency Law Enforcement
397 Communications is created adjunct to the department to advise
398 the department of member-agency needs relating to the planning,
399 designing, and establishment of the statewide communication
400 system.

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

403 1. A representative of the Division of Alcoholic Beverages
404 and Tobacco of the Department of Business and Professional
405 Regulation who shall be appointed by the secretary of the
406 department.

407 2. A representative of the Division of Florida Highway
408 Patrol of the Department of Highway Safety and Motor Vehicles
409 who shall be appointed by the executive director of the
410 department.

411 3. A representative of the Department of Law Enforcement
412 who shall be appointed by the executive director of the
413 department.

414 4. A representative of the Fish and Wildlife Conservation
415 Commission who shall be appointed by the executive director of
416 the commission.

417 5. A representative of the Department of Corrections who
 418 shall be appointed by the secretary of the department.

419 6. A representative of the Division of State Fire Marshal
 420 of the Department of Financial Services who shall be appointed
 421 by the State Fire Marshal.

422 7. A representative of the Department of Agriculture and
 423 Consumer Services ~~Transportation~~ who shall be appointed by the
 424 Commissioner of Agriculture ~~secretary of the department~~.

425 Section 16. The amendment made by this act to s. 282.709,
 426 Florida Statutes, expires July 1, 2015, and the text of that
 427 section shall revert to that in existence on June 30, 2014,
 428 except that any amendments to such text enacted other than by
 429 this act shall be preserved and continue to operate to the
 430 extent that such amendments are not dependent upon the portions
 431 of text that expire pursuant to this section.

432 Section 17. In order to implement Specific Appropriation
 433 1653 of the 2014-2015 General Appropriations Act, paragraph (e)
 434 of subsection (5) of section 161.143, Florida Statutes, is
 435 amended to read:

436 161.143 Inlet management; planning, prioritizing, funding,
 437 approving, and implementing projects.-

438 (5) The department shall annually provide an inlet
 439 management project list, in priority order, to the Legislature
 440 as part of the department's budget request. The list must
 441 include studies, projects, or other activities that address the
 442 management of at least 10 separate inlets and that are ranked

443 according to the criteria established under subsection (2).

444 (e) Notwithstanding paragraphs (a) and (b), and for the
 445 2014-2015 ~~2013-2014~~ fiscal year only, the amount allocated for
 446 inlet management funding is provided in the 2014-2015 General
 447 Appropriations Act. This paragraph expires July 1, 2015 ~~2014~~.

448 Section 18. In order to implement Specific Appropriations
 449 1583 and 1646 and section 40 of the 2014-2015 General
 450 Appropriations Act, paragraphs (b) and (c) of subsection (3) of
 451 section 375.041, Florida Statutes, are amended to read:

452 375.041 Land Acquisition Trust Fund.—

453 (3)

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

459 (c) For the 2014-2015 ~~2013-2014~~ fiscal year only, moneys
 460 in the Land Acquisition Trust Fund may be transferred to the
 461 Save Our Everglades Trust Fund for Everglades restoration and to
 462 the Florida Forever Trust Fund for the Florida Forever program
 463 pursuant to nonoperating budget authority under s. 216.181(12).
 464 This paragraph expires July 1, 2015 ~~2014~~.

465 Section 19. In order to implement Specific Appropriations
 466 1621A and 1621B of the 2014-2015 General Appropriations Act,
 467 subsection (12) of section 373.59, Florida Statutes, is amended
 468 to read:

469 373.59 Water Management Lands Trust Fund.—

470 (12) Notwithstanding subsection (8), and for the 2014-2015
471 ~~2013-2014~~ fiscal year only, the moneys from the Water Management
472 Lands Trust Fund are allocated as follows:

473 (a) An amount necessary to pay debt service on bonds
474 issued before February 1, 2009, by the South Florida Water
475 Management District and the St. Johns River Water Management
476 District, which are secured by revenues provided pursuant to
477 this section, or to fund debt service reserve funds, rebate
478 obligations, or other amounts payable with respect to such
479 bonds.

480 (b) Eight million dollars to be transferred to the General
481 Revenue Fund.

482 (c) Any remaining funds to be provided in accordance with
483 the General Appropriations Act ~~Three million dollars to be~~
484 ~~distributed to the Suwannee River Water Management District for~~
485 ~~springs restoration and protection projects.~~

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

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

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

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

497
 498 This subsection expires July 1, 2015 ~~2014~~.

499 Section 20. In order to implement Specific Appropriation
 500 1700 of the 2014-2015 General Appropriations Act, subsection (5)
 501 of section 403.7095, Florida Statutes, is amended to read:

502 403.7095 Solid waste management grant program.—

503 (5) Notwithstanding any other provision of this section,
 504 and for the 2014-2015 ~~2013-2014~~ fiscal year only, the Department
 505 of Environmental Protection shall award the sum of \$3 million in
 506 grants equally to counties having populations of fewer than
 507 100,000 for waste tire and litter prevention, recycling
 508 education, and general solid waste programs. This subsection
 509 expires July 1, 2015 ~~2014~~.

510 Section 21. In order to implement Specific Appropriation
 511 1583 of the 2014-2015 General Appropriations Act, paragraph (m)
 512 of subsection (3) of section 259.105, Florida Statutes, is
 513 amended to read:

514 259.105 The Florida Forever Act.—

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

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521 (m) Notwithstanding paragraphs (a)-(j) and for the 2014-
522 2015 ~~2013-2014~~ fiscal year only:

523 1. Fifteen million dollars to the Department of
524 Agriculture and Consumer Services for the acquisition of
525 agricultural lands through perpetual conservation easements and
526 other perpetual less-than-fee techniques, which will achieve the
527 objectives of Florida Forever and s. 570.71 ~~Ten million dollars~~
528 ~~appropriated from the Florida Forever Trust Fund shall be~~
529 ~~distributed only to the Division of State Lands within the~~
530 ~~Department of Environmental Protection for Board of Trustees~~
531 ~~Florida Forever Priority List land acquisition projects that~~
532 ~~provide conservation lands to protect the state's military~~
533 ~~installations against encroachment.~~

534 2. The remaining moneys appropriated from the Florida
535 Forever Trust Fund shall be distributed only to the Division of
536 State Lands within the Department of Environmental Protection
537 for land acquisitions that are less-than-fee interest, for
538 partnerships in which the state's portion of the acquisition
539 cost is no more than 50 percent, or for conservation lands
540 needed for military buffering or springs or water resources
541 protection.

542
543 This paragraph expires July 1, 2015 ~~2014~~.

544 Section 22. In order to implement Specific Appropriation
545 1583 and section 40 of the 2014-2015 General Appropriations Act,
546 paragraph (f) is added to subsection (11) of section 259.032,

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547 Florida Statutes, to read:

548 259.032 Conservation and Recreation Lands Trust Fund;
549 purpose.—

550 (11)

551 (f) For the 2014-2015 fiscal year only, moneys in the
552 Conservation and Recreation Lands Trust Fund may be transferred
553 to the Florida Forever Trust Fund for the Florida Forever
554 program pursuant to nonoperating budget authority under s.
555 216.181(12). This subsection expires July 1, 2015.

556 Section 23. In order to implement Specific Appropriations
557 1483 and 1484 of the 2014-2015 General Appropriations Act,
558 subsection (3) is added to section 255.25001, Florida Statutes,
559 to read:

560 255.25001 Department of Management Services not required
561 to participate in PRIDE leasing process; Department of
562 Agriculture and Consumer Services authorized to sell property
563 without complying with specified laws, distribution of
564 proceeds.—Notwithstanding the provisions of:

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

572 Section 24. In order to implement Specific Appropriations

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573 1727A and 1727B of the 2014-2015 General Appropriations Act,
574 subsection (18) is added to section 216.181, Florida Statutes,
575 to read:

576 216.181 Approved budgets for operations and fixed capital
577 outlay.—

578 (18) Notwithstanding the provisions of this section, for
579 the 2014-2015 fiscal year only, the Governor and the Legislative
580 Budget Commission may approve fixed capital outlay projects
581 proposed by the Department of Environmental Protection using
582 funds received from the civil and criminal settlements relating
583 to the Deepwater Horizon Oil spill. This subsection expires July
584 1, 2015.

585 Section 25. In order to implement the salary and benefits,
586 expenses, other personal services, contracted services, special
587 categories and operating capital outlay categories of the 2014-
588 2015 General Appropriations Act, paragraph (a) of subsection (2)
589 of section 216.292, Florida Statutes, is amended to read:

590 216.292 Appropriations nontransferable; exceptions.—

591 (2) The following transfers are authorized to be made by
592 the head of each department or the Chief Justice of the Supreme
593 Court whenever it is deemed necessary by reason of changed
594 conditions:

595 (a) The transfer of appropriations funded from identical
596 funding sources, except appropriations for fixed capital outlay,
597 and the transfer of amounts included within the total original
598 approved budget and plans of releases of appropriations as

599 furnished pursuant to ss. 216.181 and 216.192, as follows:

600 1. Between categories of appropriations within a budget
601 entity, if no category of appropriation is increased or
602 decreased by more than 5 percent of the original approved budget
603 or \$250,000, whichever is greater, by all action taken under
604 this subsection.

605 2. Between budget entities within identical categories of
606 appropriations, if no category of appropriation is increased or
607 decreased by more than 5 percent of the original approved budget
608 or \$250,000, whichever is greater, by all action taken under
609 this subsection.

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

614 4. Notice of proposed transfers under subparagraphs 1. and
615 2. shall be provided to the Executive Office of the Governor and
616 the chairs of the legislative appropriations committees at least
617 3 days prior to agency implementation in order to provide an
618 opportunity for review. ~~The review shall be limited to ensuring~~
619 ~~that the transfer is in compliance with the requirements of this~~
620 ~~paragraph.~~

621 Section 26. The amendment made by this act to s. 216.292,
622 Florida Statutes, expires July 1, 2015, and the text of that
623 section shall revert to that in existence on June 30, 2014,
624 except that any amendments to such text enacted other than by

625 this act shall be preserved and continue to operate to the
626 extent that such amendments are not dependent upon the portions
627 of text that expire pursuant to this section.

628 Section 27. In order to implement the appropriation of
629 funds in the contracted services and expenses categories of the
630 2014-2015 General Appropriations Act, no state agency may
631 initiate a competitive solicitation for a product or service if
632 the completion of such competitive solicitation would:

- 633 (1) Require a change in law; or
634 (2) Require a change to the agency's budget other than a
635 transfer authorized in s. 216.292(2) or (3), Florida Statutes,
636 unless the initiation of such competitive solicitation is
637 specifically authorized in law, in the General Appropriations
638 Act, or by the Legislative Budget Commission.

639
640 This section does not apply to a competitive solicitation for
641 which the agency head certifies that a valid emergency exists.
642 This section expires July 1, 2015.

643 Section 28. In order to implement the appropriation of
644 funds in the appropriation category "Special Categories-Risk
645 Management Insurance" in the 2014-2015 General Appropriations
646 Act, and pursuant to the notice, review, and objection
647 procedures of s. 216.177, Florida Statutes, the Executive Office
648 of the Governor may transfer funds appropriated in that category
649 between departments in order to align the budget authority
650 granted with the premiums paid by each department for risk

651 management insurance. This section expires July 1, 2015.

652 Section 29. In order to implement the appropriation of
653 funds in the appropriation category "Special Categories-Transfer
654 to Department of Management Services-Human Resources Services
655 Purchased per Statewide Contract" in the 2014-2015 General
656 Appropriations Act, and pursuant to the notice, review, and
657 objection procedures of s. 216.177, Florida Statutes, the
658 Executive Office of the Governor may transfer funds appropriated
659 in that category between departments in order to align the
660 budget authority granted with the assessments that must be paid
661 by each agency to the Department of Management Services for
662 human resource management services. This section expires July 1,
663 2015.

664 Section 30. In order to implement appropriations for
665 salaries and benefits of the 2014-2015 General Appropriations
666 Act, subsection (6) of section 112.24, Florida Statutes, is
667 amended to read:

668 112.24 Intergovernmental interchange of public employees.—
669 To encourage economical and effective utilization of public
670 employees in this state, the temporary assignment of employees
671 among agencies of government, both state and local, and
672 including school districts and public institutions of higher
673 education is authorized under terms and conditions set forth in
674 this section. State agencies, municipalities, and political
675 subdivisions are authorized to enter into employee interchange
676 agreements with other state agencies, the Federal Government,

677 another state, a municipality, or a political subdivision
678 including a school district, or with a public institution of
679 higher education. State agencies are also authorized to enter
680 into employee interchange agreements with private institutions
681 of higher education and other nonprofit organizations under the
682 terms and conditions provided in this section. In addition, the
683 Governor or the Governor and Cabinet may enter into employee
684 interchange agreements with a state agency, the Federal
685 Government, another state, a municipality, or a political
686 subdivision including a school district, or with a public
687 institution of higher learning to fill, subject to the
688 requirements of chapter 20, appointive offices which are within
689 the executive branch of government and which are filled by
690 appointment by the Governor or the Governor and Cabinet. Under
691 no circumstances shall employee interchange agreements be
692 utilized for the purpose of assigning individuals to participate
693 in political campaigns. Duties and responsibilities of
694 interchange employees shall be limited to the mission and goals
695 of the agencies of government.

696 (6) For the 2014-2015 ~~2013-2014~~ fiscal year only, the
697 assignment of an employee of a state agency as provided in this
698 section may be made if recommended by the Governor or Chief
699 Justice, as appropriate, and approved by the chairs of the
700 legislative appropriations committees. Such actions shall be
701 deemed approved if neither chair provides written notice of
702 objection within 14 days after receiving notice of the action

703 pursuant to s. 216.177. This subsection expires July 1, 2015
 704 ~~2014~~.

705 Section 31. In order to implement Specific Appropriations
 706 2674 and 2675 of the 2014-2015 General Appropriations Act and
 707 notwithstanding s. 11.13(1), Florida Statutes, the authorized
 708 salaries for members of the Legislature for the 2014-2015 fiscal
 709 year shall be set at the same level in effect on July 1, 2010.
 710 This section expires July 1, 2015.

711 Section 32. In order to implement the transfer of funds to
 712 the General Revenue Fund from trust funds in the 2014-2015
 713 General Appropriations Act, paragraph (b) of subsection (2) of
 714 section 215.32, Florida Statutes, is reenacted to read:

715 215.32 State funds; segregation.—

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

718 (b)1. The trust funds shall consist of moneys received by
 719 the state which under law or under trust agreement are
 720 segregated for a purpose authorized by law. The state agency or
 721 branch of state government receiving or collecting such moneys
 722 is responsible for their proper expenditure as provided by law.
 723 Upon the request of the state agency or branch of state
 724 government responsible for the administration of the trust fund,
 725 the Chief Financial Officer may establish accounts within the
 726 trust fund at a level considered necessary for proper
 727 accountability. Once an account is established, the Chief
 728 Financial Officer may authorize payment from that account only

729 upon determining that there is sufficient cash and releases at
 730 the level of the account.

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

734 a. Operations or operating trust fund, for use as a
 735 depository for funds to be used for program operations funded by
 736 program revenues, with the exception of administrative
 737 activities when the operations or operating trust fund is a
 738 proprietary fund.

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

741 c. Administrative trust fund, for use as a depository for
 742 funds to be used for management activities that are departmental
 743 in nature and funded by indirect cost earnings and assessments
 744 against trust funds. Proprietary funds are excluded from the
 745 requirement of using an administrative trust fund.

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

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

752 f. Clearing funds trust fund, for use as a depository for
 753 funds to account for collections pending distribution to lawful
 754 recipients.

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

758
 759 To the extent possible, each agency must adjust its internal
 760 accounting to use existing trust funds consistent with the
 761 requirements of this subparagraph. If an agency does not have
 762 trust funds listed in this subparagraph and cannot make such
 763 adjustment, the agency must recommend the creation of the
 764 necessary trust funds to the Legislature no later than the next
 765 scheduled review of the agency's trust funds pursuant to s.
 766 215.3206.

767 3. All such moneys are hereby appropriated to be expended
 768 in accordance with the law or trust agreement under which they
 769 were received, subject always to the provisions of chapter 216
 770 relating to the appropriation of funds and to the applicable
 771 laws relating to the deposit or expenditure of moneys in the
 772 State Treasury.

773 4.a. Notwithstanding any provision of law restricting the
 774 use of trust funds to specific purposes, unappropriated cash
 775 balances from selected trust funds may be authorized by the
 776 Legislature for transfer to the Budget Stabilization Fund and
 777 General Revenue Fund in the General Appropriations Act.

778 b. This subparagraph does not apply to trust funds
 779 required by federal programs or mandates; trust funds
 780 established for bond covenants, indentures, or resolutions whose

781 revenues are legally pledged by the state or public body to meet
782 debt service or other financial requirements of any debt
783 obligations of the state or any public body; the Division of
784 Licensing Trust Fund in the Department of Agriculture and
785 Consumer Services; the State Transportation Trust Fund; the
786 trust fund containing the net annual proceeds from the Florida
787 Education Lotteries; the Florida Retirement System Trust Fund;
788 trust funds under the management of the State Board of Education
789 or the Board of Governors of the State University System, where
790 such trust funds are for auxiliary enterprises, self-insurance,
791 and contracts, grants, and donations, as those terms are defined
792 by general law; trust funds that serve as clearing funds or
793 accounts for the Chief Financial Officer or state agencies;
794 trust funds that account for assets held by the state in a
795 trustee capacity as an agent or fiduciary for individuals,
796 private organizations, or other governmental units; and other
797 trust funds authorized by the State Constitution.

798 Section 33. The amendment to s. 215.32(2)(b), Florida
799 Statutes, as carried forward by this act from chapter 2011-47,
800 Laws of Florida, expires July 1, 2015, and the text of that
801 paragraph shall revert to that in existence on June 30, 2011,
802 except that any amendments to such text enacted other than by
803 this act shall be preserved and continue to operate to the
804 extent that such amendments are not dependent upon the portions
805 of text which expire pursuant to this section.

806 Section 34. In order to implement the issuance of new debt

807 authorized in the 2014-2015 General Appropriations Act, and
808 pursuant to s. 215.98, Florida Statutes, the Legislature
809 determines that the authorization and issuance of debt for the
810 2014-2015 fiscal year should be implemented and is in the best
811 interest of the state. This section expires July 1, 2015.

812 Section 35. In order to implement appropriations in the
813 2014-2015 General Appropriations Act for state employee travel,
814 the funds appropriated to each state agency, which may be used
815 for travel by state employees, shall be limited during the 2014-
816 2015 fiscal year to travel for activities that are critical to
817 each state agency's mission. Funds may not be used for travel by
818 state employees to foreign countries, other states, conferences,
819 staff-training activities, or other administrative functions
820 unless the agency head has approved, in writing, that such
821 activities are critical to the agency's mission. The agency head
822 shall consider using teleconferencing and other forms of
823 electronic communication to meet the needs of the proposed
824 activity before approving mission-critical travel. This section
825 does not apply to travel for law enforcement purposes, military
826 purposes, emergency management activities, or public health
827 activities. This section expires July 1, 2015.

828 Section 36. In order to implement Specific Appropriations
829 2907A through 2907K and 2926A through 2926M funded from the data
830 processing appropriation category for computing services of user
831 agencies, and pursuant to the notice, review, and objection
832 procedures of s. 216.177, Florida Statutes, the Executive Office

833 of the Governor may transfer funds appropriated for data
834 processing in the 2014-2015 General Appropriations Act between
835 agencies in order to align the budget authority granted with the
836 utilization rate of each department. This section expires July
837 1, 2015.

838 Section 37. In order to implement appropriations
839 authorized in the 2014-2015 General Appropriations Act for data
840 center services, and notwithstanding s. 216.292(2)(a), Florida
841 Statutes, except as authorized in section 36 of this act, no
842 agency may transfer funds from a data processing category to a
843 category other than another data processing category. This
844 section expires July 1, 2015.

845 Section 38. In order to implement Specific Appropriation
846 2887 of the 2014-2015 General Appropriations Act, the Executive
847 Office of the Governor may transfer funds appropriated in the
848 appropriation category "Expenses" of the 2014-2015 General
849 Appropriations Act between agencies in order to allocate a
850 reduction relating to SUNCOM services. This section expires July
851 1, 2015.

852 Section 39. In order to implement section 8 of the 2014-
853 2015 General Appropriations Act, paragraph (b) of subsection (2)
854 of section 110.12315, Florida Statutes, is reenacted, and
855 paragraph (a) of subsection (7) of that section is reenacted and
856 amended, to read:

857 110.12315 Prescription drug program.—The state employees'
858 prescription drug program is established. This program shall be

859 administered by the Department of Management Services, according
 860 to the terms and conditions of the plan as established by the
 861 relevant provisions of the annual General Appropriations Act and
 862 implementing legislation, subject to the following conditions:

863 (2) In providing for reimbursement of pharmacies for
 864 prescription medicines dispensed to members of the state group
 865 health insurance plan and their dependents under the state
 866 employees' prescription drug program:

867 (b) There shall be a 30-day supply limit for prescription
 868 card purchases and 90-day supply limit for mail order or mail
 869 order prescription drug purchases. The Department of Management
 870 Services may implement a 90-day supply limit program for certain
 871 maintenance drugs as determined by the department at retail
 872 pharmacies participating in the program if the department
 873 determines it to be in the best financial interest of the state.

874 (7) Under the state employees' prescription drug program
 875 copayments must be made as follows:

876 (a) Effective January 1, 2014 ~~2013~~, for the State Group
 877 Health Insurance Standard Plan:

- 878 1. For generic drug with card.....\$7.
- 879 2. For preferred brand name drug with card.....\$30.
- 880 3. For nonpreferred brand name drug with card.....\$50.
- 881 4. For generic mail order drug.....\$14.
- 882 5. For preferred brand name mail order drug.....\$60.
- 883 6. For nonpreferred brand name mail order drug \$100.

884 Section 40. (1) The amendment to s. 110.12315(2)(b),

885 Florida Statutes, as carried forward by this act from chapter
886 2013-41, Laws of Florida, expires July 1, 2015, and the text of
887 that paragraph shall revert to that in existence on June 30,
888 2012, except that any amendments to such text enacted other than
889 by this act shall be preserved and continue to operate to the
890 extent that such amendments are not dependent upon the portions
891 of text which expire pursuant to this section.

892 (2) The amendment to s. 110.12315(7)(a), Florida Statutes,
893 as carried forward by this act from chapter 2013-41, Laws of
894 Florida, expires July 1, 2015, and the text of that paragraph
895 shall revert to that in existence on December 31, 2010, except
896 that any amendments to such text enacted other than by this act
897 shall be preserved and continue to operate to the extent that
898 such amendments are not dependent upon the portions of text
899 which expire pursuant to this section.

900 Section 41. Any section of this act which implements a
901 specific appropriation or specifically identified proviso
902 language in the 2014-2015 General Appropriations Act is void if
903 the specific appropriation or specifically identified proviso
904 language is vetoed. Any section of this act which implements
905 more than one specific appropriation or more than one portion of
906 specifically identified proviso language in the 2014-2015
907 General Appropriations Act is void if all the specific
908 appropriations or portions of specifically identified proviso
909 language are vetoed.

910 Section 42. If any other act passed during the 2014

911 Regular Session contains a provision that is substantively the
912 same as a provision in this act, but that removes or is
913 otherwise not subject to the future repeal applied to such
914 provision by this act, the Legislature intends that the
915 provision in the other act takes precedence and continues to
916 operate, notwithstanding the future repeal provided by this act.

917 Section 43. If any provision of this act or its
918 application to any person or circumstance is held invalid, the
919 invalidity does not affect other provisions or applications of
920 the act which can be given effect without the invalid provision
921 or application, and to this end the provisions of this act are
922 severable.

923 Section 44. Except as otherwise expressly provided in this
924 act and except for this section, which shall take effect upon
925 this act becoming a law, this act shall take effect July 1,
926 2014; or, if this act fails to become a law until after that
927 date, it shall take effect upon becoming a law and operate
928 retroactively to July 1, 2014.