

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 for certain less-than-fee
 78 acquisitions including for military buffering,

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

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

131 by this act; providing severability; providing
 132 effective dates.
 133

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

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

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

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

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

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

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

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

179 (c) Management and oversight of the completion of the
 180 study must be consistent with the terms of the existing
 181 contract. However, the main focus and priority shall be
 182 developing, testing and recommending cost-effective passive

183 technology design criteria for nitrogen reduction.
 184 Notwithstanding any other law, before the study is completed, a
 185 state agency may not adopt or implement a rule or policy that:

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

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

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

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

203 Section 5. In order to implement Specific Appropriation
 204 241 of the 2014-2015 General Appropriations Act, the Agency for
 205 Health Care Administration shall perform a reconciliation of the
 206 resident days used by each nursing home facility provider in
 207 calculating its quality assessment payments, as required in s.
 208 409.9082, Florida Statutes, to determine the fiscal impact

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

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

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

234 (b) Individuals in category 2, at the time of finalization

235 of an adoption with placement in the family home, reunification
 236 with family members with placement in a family home, or
 237 permanent placement with a relative in a family home, shall be
 238 moved to the waiver.

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

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

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

257 216.262 Authorized positions.—

258 (4) Notwithstanding the provisions of this chapter
 259 relating to increasing the number of authorized positions, and
 260 for the 2014-2015 ~~2013-2014~~ fiscal year only, if the actual

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

280 Section 8. In order to implement Specific Appropriations
 281 1322 and 1323 of the 2014-2015 General Appropriations Act, the
 282 Department of Legal Affairs may expend appropriated funds in
 283 those specific appropriations on the same programs that were
 284 funded by the department pursuant to specific appropriations
 285 made in general appropriations acts in previous years. This
 286 section expires July 1, 2015.

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

291 932.7055 Disposition of liens and forfeited property.—

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

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

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

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

312 (b) The department may continue to make payments for

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

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

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

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

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

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

336 Section 11. In order to implement section 7 of the 2014-
 337 2015 General Appropriations Act, paragraph (c) of subsection (4)
 338 of section 29.008, Florida Statutes, is amended to read:

339 29.008 County funding of court-related functions.—
 340 (4)
 341 (c) Counties are exempt from all requirements and
 342 provisions of paragraph (a) for the
 343 2014-2015 ~~2013-2014~~ fiscal year. Accordingly, for the 2014-2015
 344 ~~2013-2014~~ fiscal year, counties shall maintain, but are not
 345 required to increase, their expenditures for the items specified
 346 in paragraphs (1) (a)-(h) and subsection (3). The requirements
 347 described in paragraph (a) shall be reinstated beginning with
 348 the 2015-2016 ~~2014-2015~~ fiscal year. This paragraph expires July
 349 1, 2015 ~~2014~~.

350 Section 12. In order to implement appropriations used for
 351 the payments of existing lease contracts for private lease space
 352 in excess of 2,000 square feet in the 2014-2015 General
 353 Appropriations Act, the Department of Management Services, with
 354 the cooperation of the agencies having the existing lease
 355 contracts for office or storage space, shall use tenant broker
 356 services to renegotiate or reprocure all private lease
 357 agreements for office or storage space expiring between July 1,
 358 2015, and June 30, 2017, in order to reduce costs in future
 359 years. The department shall incorporate this initiative into its
 360 2014 Master Leasing Report required under s. 255.249(7), Florida
 361 Statutes, and may use tenant broker services to explore the
 362 possibilities of collocating office or storage space, to review
 363 the space needs of each agency, and to review the length and
 364 terms of potential renewals or renegotiations. The department

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

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

374 624.502 Service of process fee.—In all instances as
 375 provided in any section of the insurance code and s. 48.151(3)
 376 in which service of process is authorized to be made upon the
 377 Chief Financial Officer or the director of the office, the
 378 plaintiff shall pay to the department or office a fee of \$15 for
 379 such service of process, which fee shall be deposited into the
 380 Administrative Trust Fund.

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

389 Section 15. In order to implement Specific Appropriations
 390 2896 through 2907 of the 2014-2015 General Appropriations Act,

391 paragraph (a) of subsection (2) of section 282.709, Florida
 392 Statutes, is amended to read:

393 282.709 State agency law enforcement radio system and
 394 interoperability network.—

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

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

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

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

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

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

416 5. A representative of the Department of Corrections who

417 shall be appointed by the secretary of the department.

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

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

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

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

435 161.143 Inlet management; planning, prioritizing, funding,
 436 approving, and implementing projects.—

437 (5) The department shall annually provide an inlet
 438 management project list, in priority order, to the Legislature
 439 as part of the department's budget request. The list must
 440 include studies, projects, or other activities that address the
 441 management of at least 10 separate inlets and that are ranked
 442 according to the criteria established under subsection (2).

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

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

451 375.041 Land Acquisition Trust Fund.—

452 (3)

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

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

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

468 373.59 Water Management Lands Trust Fund.—

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

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

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

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

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

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

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

494 ~~(g) The remaining appropriation to be distributed to the~~

495 ~~Suwannee River Water Management District.~~

496

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

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

501 403.7095 Solid waste management grant program.—

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

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

513 259.105 The Florida Forever Act.—

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

520 (m) Notwithstanding paragraphs (a)-(j) and for the 2014-

521 2015 ~~2013-2014~~ fiscal year only:

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

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

541
 542 This paragraph expires July 1, 2015 ~~2014~~.

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

547 259.032 Conservation and Recreation Lands Trust Fund;
 548 purpose.—

549 (11)

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

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

559 255.25001 Department of Management Services not required
 560 to participate in PRIDE leasing process; Department of
 561 Agriculture and Consumer Services authorized to sell property
 562 without complying with specified laws, distribution of
 563 proceeds.—Notwithstanding the provisions of:

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

571 Section 24. In order to implement Specific Appropriation
 572 1727A and 1727B of the 2014-2015 General Appropriations Act,

573 subsection (18) is added to section 216.181, Florida Statutes,
 574 to read:

575 216.181 Approved budgets for operations and fixed capital
 576 outlay.—

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

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

589 216.292 Appropriations nontransferable; exceptions.—

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

594 (a) The transfer of appropriations funded from identical
 595 funding sources, except appropriations for fixed capital outlay,
 596 and the transfer of amounts included within the total original
 597 approved budget and plans of releases of appropriations as
 598 furnished pursuant to ss. 216.181 and 216.192, as follows:

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

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

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

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

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

625 extent that such amendments are not dependent upon the portions
 626 of text that expire pursuant to this section.

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

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

638
 639 This section does not apply to a competitive solicitation for
 640 which the agency head certifies that a valid emergency exists.

641 This section expires July 1, 2015.

642 Section 28. In order to implement the appropriation of
 643 funds in the appropriation category "Special Categories-Risk
 644 Management Insurance" in the 2014-2015 General Appropriations
 645 Act, and pursuant to the notice, review, and objection
 646 procedures of s. 216.177, Florida Statutes, the Executive Office
 647 of the Governor may transfer funds appropriated in that category
 648 between departments in order to align the budget authority
 649 granted with the premiums paid by each department for risk
 650 management insurance. This section expires July 1, 2015.

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

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

667 112.24 Intergovernmental interchange of public employees.—
 668 To encourage economical and effective utilization of public
 669 employees in this state, the temporary assignment of employees
 670 among agencies of government, both state and local, and
 671 including school districts and public institutions of higher
 672 education is authorized under terms and conditions set forth in
 673 this section. State agencies, municipalities, and political
 674 subdivisions are authorized to enter into employee interchange
 675 agreements with other state agencies, the Federal Government,
 676 another state, a municipality, or a political subdivision

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

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

703 | ~~2014.~~

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

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

714 | 215.32 State funds; segregation.—

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

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

729 the level of the account.

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

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

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

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

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

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

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

754 g. Federal grant trust fund, for use as a depository for

755 funds to be used for allowable grant activities funded by
 756 restricted program revenues from federal sources.

757
 758 To the extent possible, each agency must adjust its internal
 759 accounting to use existing trust funds consistent with the
 760 requirements of this subparagraph. If an agency does not have
 761 trust funds listed in this subparagraph and cannot make such
 762 adjustment, the agency must recommend the creation of the
 763 necessary trust funds to the Legislature no later than the next
 764 scheduled review of the agency's trust funds pursuant to s.
 765 215.3206.

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

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

777 b. This subparagraph does not apply to trust funds
 778 required by federal programs or mandates; trust funds
 779 established for bond covenants, indentures, or resolutions whose
 780 revenues are legally pledged by the state or public body to meet

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

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

805 Section 34. In order to implement the issuance of new debt
 806 authorized in the 2014-2015 General Appropriations Act, and

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

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

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

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

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

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

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

856 110.12315 Prescription drug program.—The state employees'
857 prescription drug program is established. This program shall be
858 administered by the Department of Management Services, according

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

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

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

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

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

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

883 Section 40. (1) The amendment to s. 110.12315(2)(b),
 884 Florida Statutes, as carried forward by this act from chapter

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

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

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

909 Section 42. If any other act passed during the 2014
 910 Regular Session contains a provision that is substantively the

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

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

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