

SPB 7040 by AP; Appropriations						
995004	A	S	FAV	AP, Galvano	04/03	04:56 PM
995007	A	S	FAV	AP, Galvano	04/03	04:56 PM
995008	A	S	FAV	AP, Galvano	04/03	04:56 PM
995011	A	S	FAV	AP, Galvano	04/03	04:56 PM
995021	A	S	FAV	AP, Galvano	04/03	04:56 PM
995022	A	S	FAV	AP, Galvano	04/03	04:56 PM
995024	A	S	FAV	AP, Galvano	04/03	04:56 PM
995027	A	S	FAV	AP, Galvano	04/03	04:56 PM
995026	A	S	RS	AP, Galvano	04/03	04:56 PM
995056	SA	S	FAV	AP, Galvano	04/03	04:56 PM
995047	A	S	FAV	AP, Bean	04/03	04:56 PM
995053	A	S	FAV	AP, Galvano	04/03	04:56 PM
995019	A	S	FAV	AP, Galvano	04/03	04:56 PM
995018	A	S	FAV	AP, Grimsley	04/03	04:56 PM
995020	A	S	FAV	AP, Hukill	04/03	04:56 PM
995023	A	S	FAV	AP, Grimsley	04/03	04:56 PM
995025	A	S	FAV	AP, Bradley	04/03	04:56 PM
995031	A	S	FAV	AP, Grimsley	04/03	04:56 PM
995040	A	S	FAV	AP, Sobel	04/03	04:56 PM
995042	A	S	RS	AP, Smith	04/03	04:56 PM
995055	SA	S	FAV	AP, Benacquisto, Smith	04/03	04:56 PM
995043	A	S	FAV	AP, Grimsley	04/03	04:56 PM
995044	A	S	FAV	AP, Grimsley	04/03	04:56 PM
995045	A	S	FAV	AP, Bean	04/03	04:56 PM
995046	A	S	WD	AP, Sobel	04/03	04:56 PM
995048	A	S	FAV	AP, Margolis	04/03	04:56 PM
995049	A	S	WD	AP, Bean	04/03	04:56 PM
995050	A	S	WD	AP, Margolis	04/03	04:56 PM
995051	A	S	FAV	AP, Margolis	04/03	04:56 PM
995052	A	S	FAV	AP, Grimsley	04/03	04:56 PM
995014	A	S	UNFAV	AP, Sobel	04/03	04:56 PM
995002	A	S	FAV	AP, Montford	04/03	04:56 PM
995001	A	S	WD	AP, Montford	04/03	04:56 PM
995005	A	S	FAV	AP, Montford	04/03	04:56 PM
995009	A	S	RS	AP, Bradley	04/03	04:56 PM
995057	SA	S	FAV	AP, Bradley	04/03	04:56 PM
995012	A	S	FAV	AP, Bradley	04/03	04:56 PM
995017	A	S	FAV	AP, Bradley	04/03	04:56 PM
995028	A	S	FAV	AP, Bradley	04/03	04:56 PM
995029	A	S	FAV	AP, Gardiner	04/03	04:56 PM
995030	A	S	FAV	AP, Bradley	04/03	04:56 PM
995054	A	S	FAV	AP, Galvano	04/03	04:56 PM
995015	A	S	FAV	AP, Gardiner	04/03	04:56 PM
995033	A	S	WD	AP, Sobel	04/03	04:56 PM
995034	A	S	FAV	AP, Gardiner	04/03	04:56 PM
995036	A	S	WD	AP, Margolis	04/03	04:56 PM
995037	A	S	WD	AP, Margolis	04/03	04:56 PM
995039	A	S	FAV	AP, Gardiner, Benacquist	04/03	04:56 PM
995041	A	S	FAV	AP, Gardiner	04/03	04:56 PM
995003	A	S	FAV	AP, Hays	04/03	04:56 PM
995006	A	S	FAV	AP, Hays	04/03	04:56 PM
995010	A	S	FAV	AP, Hays	04/03	04:56 PM
995013	A	S	FAV	AP, Latvala	04/03	04:56 PM
995016	A	S	FAV	AP, Hays	04/03	04:56 PM

995032	A	S	FAV	AP, Hays	04/03 04:56 PM
995035	A	S	FAV	AP, Benacquisto	04/03 04:56 PM
995038	A	S	FAV	AP, Benacquisto	04/03 04:56 PM

SPB 7042 by **AP**; Implementing the General Appropriations Act

SPB 7044 by **AP**; State Employees

SPB 7046 by **AP**; State Technology Working Capital Trust Fund/Department of State Technology

SB 1802 by **GO**; (Compare to 1ST ENG/H 5001) State Employee Health Insurance

SB 1810 by **GO**; (Compare to 1ST ENG/H 5001) Florida Retirement System

SPB 7048 by **AP**; Court-appointed Counsel

SPB 7050 by **AP**; Postconviction Capital Collateral Proceedings

SPB 7052 by **AP**; Clerks of Court

867872	D	S	WD	AP, Bradley	Delete everything after	04/02 11:33 AM
127950	D	S	L FAV	AP, Bradley	Delete everything after	04/03 05:00 PM

SPB 7054 by **AP**; Education Funding

SPB 7056 by **AP**; Department of Children and Families

SPB 7058 by **AP**; Medicaid

SPB 7060 by **AP**; Department of Highway Safety and Motor Vehicles

CS/SB 444 by **CA, Diaz de la Portilla (CO-INTRODUCERS) Sobel**; (Similar to CS/CS/H 0707) Domestic Wastewater Discharged Through Ocean Outfalls

CS/SB 458 by **GO, Ring, Bradley**; (Similar to CS/H 1399) Firefighter and Police Officer Pension Plans

326778	D	S	WD	AP, Ring, Bradley	Delete everything after	04/01 12:07 PM
793490	AA	S	WD	AP, Ring	Delete L.237 - 289:	04/01 12:08 PM
581538	AA	S	WD	AP, Ring	btw L.342 - 343:	04/01 12:08 PM
660680	AA	S	WD	AP, Ring	Delete L.484:	04/01 12:08 PM
206508	AA	S	WD	AP, Ring	Delete L.700 - 759:	04/01 12:08 PM
595556	D	S	RCS	AP, Ring, Bradley	Delete everything after	04/05 09:42 AM

CS/CS/SB 534 by **CA, GO, Brandes (CO-INTRODUCERS) Bradley**; (Compare to CS/H 0599) Publicly-funded Defined Benefit Retirement Plans

226110	A	S	RCS	AP, Bradley	Delete L.102 - 109:	04/03 06:21 PM
692562	A	S	RCS	AP, Bradley	Delete L.139 - 141:	04/03 06:21 PM
565978	A	S	WD	AP, Bradley	btw L.217 - 218:	04/02 03:27 PM

SB 1258 by Grimsley; Comprehensive Health Information System

356458	PCS	S	RCS	AP			04/03 06:21 PM
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CS/SB 1632 by TR, Latvala; (Compare to CS/H 1299) Transportation

109158	A	S	RCS	AP, Latvala	Delete L.190:	04/03 06:25 PM
209672	A	S	RCS	AP, Latvala	Delete L.304 - 305:	04/03 06:25 PM
648894	A	S	RCS	AP, Latvala	Delete L.372 - 391:	04/03 06:25 PM
220380	A	S	RCS	AP, Latvala	Delete L.860:	04/03 06:25 PM
556482	A	S	RS	AP, Latvala	Delete L.1199 - 1206:	04/03 06:25 PM
342890	SA	S	RCS	AP, Latvala	Delete L.1199 - 1206:	04/03 06:25 PM
599024	A	S	RCS	AP, Latvala	Delete L.1382:	04/03 06:25 PM
495018	A	S	RCS	AP, Latvala	Delete L.1500:	04/03 06:25 PM

SB 1770 by BI; (Compare to H 0107) Property Insurance

939812	PCS	S	RCS	AP		04/03 06:26 PM
106482	PCS:A	S	WD	AP, Richter	Delete L.688 - 692:	04/02 12:18 PM
840962	PCS:A	S	RCS	AP, Richter	btw L.920 - 921:	04/03 06:26 PM
680240	PCS:A	S	RCS	AP, Richter	Delete L.930 - 936:	04/03 06:26 PM
566122	PCS:A	S L	RCS	AP, Joyner	Delete L.2765 - 2766:	04/03 06:26 PM
468298	PCS:A	S L	WD	AP, Joyner	btw L.2778 - 2779:	04/03 06:26 PM

SPB 7146 by AP; Funding from the National Mortgage Settlement

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

APPROPRIATIONS
Senator Negrón, Chair
Senator Benacquisto, Vice Chair

MEETING DATE: Wednesday, April 3, 2013
TIME: 9:00 a.m.—6:00 p.m.
PLACE: Pat Thomas Committee Room, 412 Knott Building

MEMBERS: Senator Negrón, Chair; Senator Benacquisto, Vice Chair; Senators Bean, Bradley, Galvano, Gardiner, Grimsley, Hays, Hukill, Joyner, Latvala, Lee, Margolis, Montford, Richter, Ring, Smith, Sobel, and Thrasher

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
Consideration of proposed committee bill:			
1	SPB 7040	Appropriations; Providing moneys for the annual period beginning July 1, 2013, and ending June 30, 2014, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government, etc.	Submitted as Committee Bill Yeas 19 Nays 0
Consideration of proposed committee bill:			
2	SPB 7042	Implementing the General Appropriations Act; Authorizing the Department of Corrections to submit a budget amendment for additional positions to operate additional prison bed capacity under certain circumstances; amending provisions relating to county funding of court-related functions; directing the Department of Management Services to use a tenant broker to renegotiate certain leases and provide a report to the Executive Office of the Governor and the Legislature; requiring the Department of Environmental Protection to award a specified amount in grants to certain counties for solid waste programs; amending provisions relating to the state group insurance program, etc.	Submitted as Committee Bill Yeas 18 Nays 0
Consideration of proposed committee bill:			
3	SPB 7044	State Employees; Providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees, etc.	Submitted as Committee Bill Yeas 19 Nays 0

Consideration of proposed committee bill:

COMMITTEE MEETING EXPANDED AGENDA

Appropriations

Wednesday, April 3, 2013, 9:00 a.m.—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
4	SPB 7046	State Technology Working Capital Trust Fund/Department of State Technology; Creating the State Technology Working Capital Trust Fund within the Department of State Technology; providing for the purpose of the trust fund and sources of funds; providing for future review and termination or recreation of the trust fund, etc.	Submitted as Committee Bill Yeas 19 Nays 0
5	SB 1802 Governmental Oversight and Accountability (Compare H 5001, H 5003, H 5013, H 7147, S 1500, S 1502)	State Employee Health Insurance; Modifying the terms “full-time state employee” and “part-time state employee” for the purposes of expressly excluding persons paid from other-personal-services funds who work less than a certain number of hours per week from the state group insurance program; revising provisions relating to employer contributions to employee health savings accounts; providing that OPS employees working 30 hours or more per week may be eligible for the state group health insurance program, etc. AP 04/03/2013 Favorable	Favorable Yeas 19 Nays 0
6	SB 1810 Governmental Oversight and Accountability (Compare H 5001, H 5005, S 1500)	Florida Retirement System; Revising the employer contribution rates for the retiree health insurance subsidy; revising the required employer retirement contribution rates for members of each membership class and subclass of the Florida Retirement System, etc. AP 04/03/2013 Favorable	Favorable Yeas 19 Nays 0
Consideration of proposed committee bill:			
7	SPB 7048	Court-appointed Counsel; Eliminating limited registry provisions; revising statutory caps for certain flat fees, etc.	Submitted as Committee Bill Yeas 19 Nays 0
Consideration of proposed committee bill:			
8	SPB 7050	Postconviction Capital Collateral Proceedings; Providing for the elimination of a capital collateral counsel pilot program in the northern region of the state; requiring each capital collateral regional counsel to provide a report to the Justice Administrative Commission; providing for the assumption of certain duties of the Chief Financial Officer by the Justice Administrative Commission, etc.	Submitted as Committee Bill Yeas 19 Nays 0
Consideration of proposed committee bill:			

COMMITTEE MEETING EXPANDED AGENDA

Appropriations

Wednesday, April 3, 2013, 9:00 a.m.—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
9	SPB 7052	Clerks of Court; Transferring the Clerks of the Court Trust Fund from the Justice Administrative Commission to the Department of Revenue; providing additional duties of the Legislative Budget Commission relating to clerks of court; revising provisions relating to preparation of budget requests by clerks; providing for reporting and certification of revenue deficits; providing that clerks of court and the Florida Clerks of Court Operations Corporation are subject to specified procurement requirements for expenditures made pursuant to specified provisions, etc.	Submitted as Committee Bill Yeas 18 Nays 0
Consideration of proposed committee bill:			
10	SPB 7054	Education Funding; Authorizing the state's program of education to receive state and federal funding that may be transferred between state agencies to provide for operations of the college-preparatory boarding academy; authorizing a district to report full-time equivalent membership for credit earned by a student who is enrolled in a virtual education course under certain circumstances; authorizing a university to increase its athletic fee to defray the costs associated with adding National Collegiate Athletic Association Division II football, etc.	Submitted as Committee Bill Yeas 18 Nays 0
Consideration of proposed committee bill:			
11	SPB 7056	Department of Children and Families; Providing for the carrying forward, expenditure, and return of unexpended funds paid to entities contracting with the department to manage the delivery of behavioral health services; revising recurring core services funding for community-based care lead agencies, etc.	Submitted as Committee Bill Yeas 18 Nays 0
Consideration of proposed committee bill:			
12	SPB 7058	Medicaid; Providing that certain rural hospitals remain rural hospitals under specified circumstances; requiring the Agency for Health Care Administration to implement a prospective payment system for inpatient hospital services using diagnosis-related groups (DRGs); revising exceptions to limitations on hospital reimbursement for inpatient services; limiting reimbursement to tuberculosis services provided under contract with the Department of Health, etc.	Submitted as Committee Bill Yeas 18 Nays 0

Consideration of proposed committee bill:

COMMITTEE MEETING EXPANDED AGENDA

Appropriations

Wednesday, April 3, 2013, 9:00 a.m.—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
13	SPB 7060	Department of Highway Safety and Motor Vehicles; Revising and directing the distribution of the vehicle license tax surcharge into the State Transportation Trust Fund and the Highway Safety Operating Trust Fund, etc.	Submitted as Committee Bill Yeas 17 Nays 0
14	CS/SB 444 Community Affairs / Diaz de la Portilla (Similar CS/CS/H 707)	Domestic Wastewater Discharged Through Ocean Outfalls; Revising the measurement standard for the wastewater flow; revising the requirements for installation of a functioning reuse system by a utility that had a permit for a domestic wastewater facility on a specified date to discharge through ocean outfall; revising plan requirements for the elimination of ocean outfalls; requiring that the Department of Environmental Protection approve certain apportionment of reuse if a facility contracts with another facility to install a functioning reuse system, etc. EP 03/07/2013 Favorable CA 03/14/2013 Fav/CS AGG 03/19/2013 Favorable AP 03/28/2013 Not Considered AP 04/03/2013 Favorable	Favorable Yeas 16 Nays 0
With subcommittee recommendation - General Government			
15	CS/SB 458 Governmental Oversight and Accountability / Ring / Bradley (Similar CS/H 1399)	Firefighter and Police Officer Pension Plans; Revising the legislative declaration to require all plans to meet the requirements of specified provisions, in order to receive insurance premium tax revenues; revising existing payment provisions and providing an additional mandatory payment by the municipality or special fire control district to the firefighters' pension trust fund; revising existing payment provisions and providing for an additional mandatory payment by the municipality to the police officers' retirement trust fund, etc. GO 02/06/2013 Temporarily Postponed GO 02/21/2013 Fav/CS CA 03/07/2013 Favorable AP 03/28/2013 Not Considered AP 04/03/2013 Fav/CS	Fav/CS Yeas 14 Nays 5

COMMITTEE MEETING EXPANDED AGENDA

Appropriations

Wednesday, April 3, 2013, 9:00 a.m.—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
16	CS/CS/SB 534 Community Affairs / Governmental Oversight and Accountability / Brandes (Compare CS/H 599)	Publicly-funded Defined Benefit Retirement Plans; Deleting the requirement that required actuarial reports for retirement plans include a disclosure of the present value of the plan's benefits; providing that the state is not liable for shortfalls in local government retirement systems or plans; requiring a defined benefit system or plan to report certain information to the Department of Management Services by a certain date; requiring the plan sponsor to make certain information available on certain websites; requiring the department to provide a fact sheet specifying certain information, etc. GO 02/21/2013 Temporarily Postponed GO 03/07/2013 Fav/CS CA 03/14/2013 Temporarily Postponed CA 03/20/2013 Fav/CS AP 03/28/2013 Not Considered AP 04/03/2013 Fav/CS	Fav/CS Yeas 13 Nays 5

A proposed committee substitute for the following bill (SB 1258) is available:

17	SB 1258 Grimsley	Comprehensive Health Information System; Renaming the Florida Center for Health Information and Policy Analysis as the Florida Health Information Transparency Initiative; revising the functions that the Agency for Health Care Information must perform in order to collect and disseminate health information and statistics; requiring the agency to implement the transparency initiative in a manner that recognizes state-collected data as an asset and rewards taxpayer investment in information collection and management; abolishing the State Consumer Health Information and Policy Advisory Council, etc. HP 03/07/2013 Favorable AHS 03/19/2013 Fav/CS AP 03/28/2013 Not Considered AP 04/03/2013 Fav/CS	Fav/CS Yeas 18 Nays 0
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With subcommittee recommendation - Health and Human Services

COMMITTEE MEETING EXPANDED AGENDA

Appropriations

Wednesday, April 3, 2013, 9:00 a.m.—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
18	CS/SB 1632 Transportation / Latvala (Compare CS/H 1299, H 7127)	Transportation; Authorizing the Department of Transportation to use auction services in the conveyance of certain property or leasehold interests; providing that certain programs approved by the Federal Government relating to the maintenance of highway roadside rights-of-way must be submitted to the Legislature for approval; amending provisions of ch. 479 F.S., relating to outdoor advertising signs; limiting the placement of signs in commercial or industrial zones; providing for notice to owners of intervening privately owned lands before entering upon such lands to remove an illegal sign, etc. TR 03/14/2013 Fav/CS AP 03/28/2013 Not Considered AP 04/03/2013 Fav/CS RC	Fav/CS Yeas 15 Nays 0

A proposed committee substitute for the following bill (SB 1770) is available:

19	SB 1770 Banking and Insurance (Compare H 107, CS/CS/H 335, CS/H 835, CS/H 909, H 1055, H 1099, CS/H 1107, CS/H 7093, H 7095, S 96, CS/CS/S 468, S 724, S 1248, S 1262, S 1606, S 1622, Link S 1848, S 1850)	Property Insurance; Changing the name of the Florida Hurricane Catastrophe Fund Finance Corporation to the State Board of Administration Finance Corporation; creating the Florida Catastrophe Risk Capital Access Facility to increase the access of small domestic insurers to risk-capital markets; providing that Citizens Property Insurance Corporation is an insurer subject to civil actions as an agent of the state covered by sovereign immunity; reducing the value of residential structures that can be covered by the corporation, etc. AGG 03/19/2013 Fav/CS AP 04/03/2013 Fav/CS	Fav/CS Yeas 16 Nays 0
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With subcommittee recommendation - General Government

Consideration of proposed committee bill:

20	SPB 7146	Funding from the National Mortgage Settlement; Providing an appropriation from the Local Government Housing Trust Fund and the State Housing Trust Fund to the Department of Economic Opportunity for specified purposes; providing appropriations from the General Revenue Fund to the State Court System for specified purposes; providing appropriations from the General Revenue Fund to the Department of Legal Affairs, Office of the Attorney General, for specified purposes and providing legislative findings; providing that the appropriations of this act are contingent upon the deposit of a specified sum into the state treasury as a result of a specified consent judgment, etc.	Submitted as Committee Bill Yeas 16 Nays 0
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COMMITTEE MEETING EXPANDED AGENDA

Appropriations

Wednesday, April 3, 2013, 9:00 a.m.—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
	Other Related Meeting Documents		



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AED	1

The Committee on Appropriations (**Galvano**) recommended the following amendment:

Section: 02	<u>EXPLANATION:</u> Transfers nonrecurring General Revenue from State Board of Education Technology Services to Sports Center Safety Training in the amount of \$500,000.
On Page: 025	
Spec App: 103	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

EDUCATION, DEPARTMENT OF
Public Schools, Division Of
Program: State Grants/K-12 Program - Non
FEFP 48250400

103 In Section 02 On Page 025
Special Categories 104052
Grants And Aids - School And
Instructional Enhancements IOEB

1000 General Revenue Fund	8,440,529	8,940,529
CA 500,000 FSI1NR 500,000		

At the end of existing proviso language, following Specific Appropriation 103, INSERT:

National Center for Sports Safety Training.....\$500,000

State Board Of Education 48800000

138 In Section 02 On Page 035
Data Processing Services 210020
Education Technology And Information
Services IOEA

1000 General Revenue Fund	15,396,830	14,896,830
CA -500,000 FSI1NR -500,000		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AED	2

The Committee on Appropriations (**Galvano**) recommended the following amendment:

Section: 01 On Page: 004 Spec App: 12	<u>EXPLANATION:</u> Transfers \$1,150,000 of nonrecurring Educational Enhancement Trust Funds from State Board of Education Technology Services to provide \$400,000 to the University of Central Florida for the Lou Frey Institute of Politics and Government; \$500,000 to the Center for Ethics and Professionalism and \$250,000 to the Center for Leadership at Florida International University.
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<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

EDUCATION, DEPARTMENT OF
Universities, Division Of
Program: Educational And General
Activities 48900100

12 In Section 01 On Page 004
Aid To Local Governments 052310
Grants And Aids - Education And General
Activities IOEB

2178	Educational Enhancement Trust Fund	217,704,015	218,854,015
	CA 1,150,000 FSI1NR 1,150,000		

DELETE the amounts for University of Central Florida and Florida International University in proviso immediately following Specific Appropriation 12:

University of Central Florida.....	30,160,315
Florida International University.....	25,682,398

AND INSERT:

University of Central Florida.....		30,560,315	
Florida International University.....		26,432,398	
State Board Of Education	48800000		
11A Data Processing Services	210020		
Education Technology And Information Services	IOEA		
2178 Educational Enhancement Trust Fund		10,052,888	8,902,888
CA -1,150,000	FSI1NR -1,150,000		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AED	3

The Committee on Appropriations (**Galvano**) recommended the following amendment:

Section: 02	<u>EXPLANATION:</u> Removes proviso associated with the Jump Start Literacy Pilot Project.
On Page: 015	
Spec App: 76A	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

EDUCATION, DEPARTMENT OF
 Early Learning
 Program: Early Learning Services 48220400

76A In Section 02 On Page 015
 Aid To Local Governments 050239
 Grants And Aids - Jump Start Literacy
 Pilot Project IOEB

DELETE the proviso immediately following Specific Appropriation 76A:

Funds provided in Specific Appropriation 76A for the Jump Start Literacy Pilot Project are contingent upon Senate Bill 1034, or similar legislation, becoming law.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u> AED	<u>Amendment</u> 4
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The Committee on Appropriations (**Galvano**) recommended the following amendment:

Section: 02	<u>EXPLANATION:</u> Provides that Family Cafe funds are supplemental and do not supplant existing funding for the program.
On Page: 025	
Spec App: 104	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

EDUCATION, DEPARTMENT OF
Public Schools, Division Of
Program: State Grants/K-12 Program - Non
FEFP 48250400

104 In Section 02 On Page 025
Special Categories 104053
Grants And Aids - Exceptional Education IOEB

Following Specific Appropriation 104, INSERT:

Funds in Specific Appropriation 104 for Family Cafe are supplemental and shall not be used to replace or supplant current funds awarded for the Family Cafe Project.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AED	5

The Committee on Appropriations (**Galvano**) recommended the following amendment:

<p>Section: 02</p> <p>On Page: 030</p> <p>Spec App: 117A</p>	<p><u>EXPLANATION:</u></p> <p>Transfers nonrecurring Educational Enhancement Trust Funds in the amount of \$936,661 from State Board of Education Technology Services to Workforce Education for the Lake County Technical Center for Advanced Manufacturing education programs.</p>
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<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

EDUCATION, DEPARTMENT OF
Public Schools, Division Of
Program: Workforce Education 48250800

In Section 02 On Page 030
117A Aid To Local Governments 050571
Targeted Career/Technical Education
Industry Certification IOEB

2178 Educational Enhancement Trust Fund 936,661
CA 936,661 FSI1NR 936,661

Following Specific Appropriation 117A,DELETE:

Lake..... 423,339

AND INSERT:

Lake..... 1,360,000

State Board Of Education 48800000

In Section 01 On Page 004
11A Data Processing Services 210020
Education Technology And Information

Services

IOEA

2178 **Educational Enhancement Trust Fund** 10,052,888 9,116,227
CA -936,661 FSI1NR -936,661

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AED	6

The Committee on Appropriations (**Galvano**) recommended the following amendment:

Section: 09	<u>EXPLANATION:</u> Technical amendment to provide for the anticipated reversion of Bright Futures Fiscal Year 2012-2013 funding.
On Page: 366	
Spec App:	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

In Section 09 On Page 366

INSERT NEW SECTION 9 AS FOLLOWS AND RENUMBER SUBSEQUENT SECTIONS:

SECTION 9. The unexpended amount of \$21,000,000, from the Educational Enhancement Trust Fund in Specific Appropriation 3 of chapter 2012-118, Laws of Florida, for Florida's Bright Futures Scholarship Program is hereby reverted.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AED	7

The Committee on Appropriations (**Galvano**) recommended the following amendment:

Section: 02 On Page: 030 Spec App: 117A	<u>EXPLANATION:</u> Transfers nonrecurring Educational Enhancement Trust Funds in the amount of \$1.5 million from State Board of Education Technology Services to the Hernando County School District to develop targeted career and technical education programs for industry certification.
--	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount DELETE	Positions & Amount INSERT
EDUCATION, DEPARTMENT OF Public Schools, Division Of Program: Workforce Education 48250800 In Section 02 On Page 030 117A Aid To Local Governments 050571 Targeted Career/Technical Education Industry Certification IOEB		
2178 Educational Enhancement Trust Fund CA 1,500,000 FSI1NR 1,500,000		1,500,000

Following Specific Appropriation 117A, INSERT:

Hernando.....\$1,500,000

State Board Of Education 48800000 In Section 01 On Page 004 11A Data Processing Services 210020 Education Technology And Information Services IOEA		
2178 Educational Enhancement Trust Fund	10,052,888	8,552,888

CA -1,500,000 FSI1NR -1,500,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AED	8

The Committee on Appropriations (**Galvano**) recommended the following amendment:

Section: 02 On Page: 033 Spec App: 129	<u>EXPLANATION:</u> Transfers \$500,000 of nonrecurring General Revenue from State Board of Education Technology Services to Expenses for a task force to examine postsecondary educational opportunity for adults with disabilities.
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount DELETE	Positions & Amount INSERT
EDUCATION, DEPARTMENT OF State Board Of Education 48800000		
In Section 02 On Page 033 129 Expenses 040000 IOEA		
1000 General Revenue Fund CA 500,000 FSI1NR 500,000	2,434,998	2,934,998

Following Specific Appropriation 129, INSERT:

From the funds in Specific Appropriation 129, \$500,000 from General Revenue shall be provided for a task force to examine and make recommendations for postsecondary educational opportunity for adults with disabilities once the students exit the K-12 system.

In Section 02 On Page 035 138 Data Processing Services 210020 Education Technology And Information Services IOEA		
1000 General Revenue Fund CA -500,000 FSI1NR -500,000	15,396,830	14,896,830

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AED	9

The Committee on Appropriations (**Galvano**) recommended the following amendment:

Section: 02	<u>EXPLANATION:</u> Transfers \$400,000 of nonrecurring Educational Enhancement Trust Funds from State Board of Education Technology Services to the New World School of the Arts.
On Page: 025	
Spec App: 103	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

EDUCATION, DEPARTMENT OF
Public Schools, Division Of
Program: State Grants/K-12 Program - Non
FEFP 48250400

103 In Section 02 On Page 025
Special Categories 104052
Grants And Aids - School And
Instructional Enhancements IOEB

2178	Educational Enhancement Trust Fund	400,000
	CA 400,000 FSI1NR 400,000	

Following Specific Appropriation 103, INSERT:

New World School of the Arts.....\$400,000

State Board Of Education 48800000

11A In Section 01 On Page 004
Data Processing Services 210020
Education Technology And Information
Services IOEA

2178	Educational Enhancement Trust Fund	10,052,888	9,652,888
	CA -400,000 FSI1NR -400,000		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AED	9SA

The Committee on Appropriations (**Galvano**) recommended the following
SUBSTITUTE AMENDMENT for 9 (995026):

Section: 02 On Page: 025 Spec App: 103	<u>EXPLANATION:</u> Transfers \$400,000 of nonrecurring Educational Enhancement Trust Funds from State Board of Education Technology Services to the New World School of the Arts in the amount of \$200,000 and the Northwest Florida Ballet Academie in the amount of \$200,000.
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

EDUCATION, DEPARTMENT OF
Public Schools, Division Of
Program: State Grants/K-12 Program - Non
FEFP 48250400

103 In Section 02 On Page 025
Special Categories 104052
Grants And Aids - School And
Instructional Enhancements IOEB

2178 Educational Enhancement Trust Fund	400,000
CA 400,000 FSI1NR 400,000	

Following Specific Appropriation 103, INSERT:

New World School of the Arts.....	\$200,000
Northwest Florida Ballet Academie.....	\$200,000

State Board Of Education 48800000

11A In Section 01 On Page 004
Data Processing Services 210020
Education Technology And Information
Services IOEA

2178 **Educational Enhancement Trust Fund** 10,052,888 9,652,888
CA -400,000 FSI1NR -400,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AED	10

The Committee on Appropriations (**Bean**) recommended the following amendment:

Section: 02	<u>EXPLANATION:</u> Provides an increased per student award amount for newly eligible FRAG institutions from \$1,476 to \$2,071. Traditional FRAG schools will increase from \$2,150 to \$2,500 per student.
On Page: 012	
Spec App: 61	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

EDUCATION, DEPARTMENT OF
 Program: Private Colleges And
 Universities 48190000

61 In Section 02 On Page 012
 Special Categories 104125
 Florida Resident Access Grant IOEC

In Section 02 On Page 013

DELETE the proviso immediately following Specific Appropriation 61:

From the funds provided in Specific Appropriation 61, \$83,628,275 shall be used for tuition assistance for qualified Florida residents at 2010-2011 eligible institutions. These funds are provided to support 32,477 students at \$2,575 per student.

From the funds provided in Specific Appropriation 61, \$6,038,316 shall be used for tuition assistance for qualified Florida residents at institutions who earned eligibility after 2010-2011. These funds are provided to support 4,091 students at \$1,476 per student.

AND INSERT:

From the funds provided in Specific Appropriation 61, \$81,192,500 shall be used for tuition assistance for qualified Florida residents at

2010-2011 eligible institutions. These funds are provided to support 32,477 students at \$2,500 per student.

From the funds provided in Specific Appropriation 61, \$8,474,091 shall be used for tuition assistance for qualified Florida residents at institutions who earned eligibility after 2010-2011. These funds are provided to support 4,091 students at \$2,071 per student.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AED	11

The Committee on Appropriations (**Galvano**) recommended the following amendment:

Section: 01	<u>EXPLANATION:</u> Transfers \$300,000 of Educational Enhancement Trust Funds from State Board of Education Technology Services to provide funding for the Gulf Coast State College STEM Center.
On Page: 000	
Spec App: 0B	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount DELETE	Positions & Amount INSERT
EDUCATION, DEPARTMENT OF		
Program: Education - Fixed Capital Outlay	48150000	
0B In Section 01 On Page 000		
Fixed Capital Outlay 089006		
Florida College System Projects IOEL		
In Section 01 On Page 001		
2178 Educational Enhancement Trust Fund		300,000
<i>CA 300,000 FSI1NR 300,000</i>		

At the end of existing proviso language, following Specific Appropriation 0B, INSERT:

Funds in Specific Appropriation 0B shall be allocated as follows:

GULF COAST STATE COLLEGE	
STEM Center.....	300,000
State Board Of Education 48800000	
11A In Section 01 On Page 004	
Data Processing Services 210020	
Education Technology And Information Services IOEA	

2178 **Educational Enhancement Trust Fund** 10,052,888 9,752,888
CA -300,000 FSI1NR -300,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AP	12

The Committee on Appropriations (**Galvano**) recommended the following amendment:

Section: 02	<u>EXPLANATION:</u> To transfer current General Revenue project funds to the Public Capital Outlay and Debt Service (PECO) Trust Fund for improved cash flow management and to provide for facilities at Seminole State College, Daytona State College, College of Central Florida and the University of South Florida - St. Petersburg Campus.
On Page: 006	
Spec App: 18	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	(123,103,219)	123,103,219

Positions & Amount	Positions & Amount
DELETE	INSERT

EDUCATION, DEPARTMENT OF
 Program: Education - Fixed Capital Outlay 48150000

18 In Section 02 On Page 006
 Fixed Capital Outlay 089000
 Maintenance, Repair, Renovation, And
 Remodeling IOEL

1000	General Revenue Fund	74,204,088	0
	CA -74,204,088 FSI1NR -74,204,088		
2555	Public Education Capital Outlay And Debt Service Trust Fund		72,204,088
	CA 72,204,088 FSI1NR 72,204,088		

DELETE the proviso immediately following Specific Appropriation 18:

Funds in Specific Appropriation 18 shall be allocated in accordance with section 1013.64(1), Florida Statutes, as follows:

Florida College System.....	36,330,294
State University System.....	37,873,794

AND INSERT:

Funds in Specific Appropriation 18 shall be allocated in accordance with section 1013.64(1), Florida Statutes, as follows:

Florida College System.....	34,330,294
State University System.....	37,873,794

In Section 02 On Page 007

19 Fixed Capital Outlay 089001
 Survey Recommended Needs - Public Schools IOEL

1000	General Revenue Fund	4,430,044	0
	CA -4,430,044 FSI1NR -4,430,044		

2555	Public Education Capital Outlay And Debt Service Trust Fund	4,430,044	
	CA 4,430,044 FSI1NR 4,430,044		

19A Fixed Capital Outlay 089006
 Florida College System Projects IOEL

1000	General Revenue Fund	5,000,000	0
	CA -5,000,000 FSI1NR -5,000,000		

2555	Public Education Capital Outlay And Debt Service Trust Fund	13,000,000	
	CA 13,000,000 FSI1NR 13,000,000		

DELETE the proviso immediately following Specific Appropriation 19A:

Funds in Specific Appropriation 19A shall be allocated as follows:

PALM BEACH STATE COLLEGE

Gen site plg/prep/infrastructure - West Campus.....	5,000,000
---	-----------

AND INSERT:

Funds in Specific Appropriation 19A shall be allocated as follows:

PALM BEACH STATE COLLEGE

Gen site plg/prep/infrastructure - West Campus.....	5,000,000
---	-----------

SEMINOLE STATE COLLEGE

Student Center - Sanford/Lake Mary (pc) part.....	3,000,000
---	-----------

DAYTONA STATE COLLEGE

Rem/Add Bldg 220 - Stu Svc/Clsm/Office - Daytona part.....	3,000,000
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COLLEGE OF CENTRAL FLORIDA

Construct Levy Center (pc) part.....	2,000,000
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19B Fixed Capital Outlay 089007
 State University System Projects IOEL

2555	Public Education Capital Outlay	1,000,000	
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And Debt Service Trust Fund

CA 1,000,000 FSI1NR 1,000,000

Immediately following Specific Appropriation 19B, INSERT:

Funds in Specific Appropriation 19B shall be allocated as follows:

UNIVERSITY OF SOUTH FLORIDA

College of Business - St. Petersburg Campus..... 1,000,000

21 Fixed Capital Outlay 089035
 Special Facility Construction Account IOEL

1000 General Revenue Fund 24,524,841 0
 CA -24,524,841 FSI1NR -24,524,841

2555 Public Education Capital Outlay 24,524,841
 And Debt Service Trust Fund
 CA 24,524,841 FSI1NR 24,524,841

24 Fixed Capital Outlay 089238
 Florida School For The Deaf And Blind -
 Capital Projects IOEL

1000 General Revenue Fund 1,444,246 0
 CA -1,444,246 FSI1NR -1,444,246

2555 Public Education Capital Outlay 1,444,246
 And Debt Service Trust Fund
 CA 1,444,246 FSI1NR 1,444,246

24A Fixed Capital Outlay 089910
 Old Jackson County (Marianna) High School IOEJ

1000 General Revenue Fund 6,500,000 0
 CA -6,500,000 FSI1NR -6,500,000

2555 Public Education Capital Outlay 6,500,000
 And Debt Service Trust Fund
 CA 6,500,000 FSI1NR 6,500,000

State Board Of Education 48800000

138 In Section 02 On Page 035
 Data Processing Services 210020
 Education Technology And Information
 Services IOEA

1000 General Revenue Fund 15,396,830 8,396,830
 CA -7,000,000 FSI1NR -7,000,000

In Section 09 On Page 366

INSERT NEW SECTION 9 AS FOLLOWS AND RENUMBER SUBSEQUENT SECTIONS:

SECTION 9. The Chief Financial Officer is hereby authorized to transfer \$123,103,209 from the General Revenue Fund to the Public Education Capital Outlay and Debt Service Trust Fund by July 31, 2013.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AHS	13

The Committee on Appropriations (Grimsley) recommended the following amendment:

<p>Section: 03</p> <p>On Page: 086</p> <p>Spec App: 506</p>	<p><u>EXPLANATION:</u></p> <p>Reduces Community Mental Health Services in the Department of Children and Families by \$210,000 from the General Revenue Fund and provides an additional \$210,000 in nonrecurring general revenue funds for Community Health Initiatives in the Department of Health to La Liga - League Against Cancer.</p>
--	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

HEALTH, DEPARTMENT OF
 Program: Community Public Health
 County Health Departments Local Health
 Needs 64200700

506 In Section 03 On Page 086
 Aid To Local Governments 052250
 Community Health Initiatives IOEB

1000	General Revenue Fund	1,895,274	2,105,274
	CA 210,000 FSI1NR 210,000		

Immediately following Specific Appropriation 506, INSERT:

From the funds in Specific Appropriation 506, \$210,000 in nonrecurring funds from the General Revenue Fund is provided to La Liga - League Against Cancer.

CHILDREN AND FAMILIES, DEPARTMENT OF
 Services
 Program: Mental Health Program
 Mental Health Services 60910506

In Section 03 On Page 068

354 Special Categories 100610
Grants And Aids - Community Mental Health
Services IOEB

1000 General Revenue Fund 183,588,358 183,378,358
CA -210,000 FSI2NR -210,000

Immediately following Specific Appropriation 354, DELETE the following project:

The Manor - Mental Health Services..... 3,150,000

AND INSERT:

The Manor - Mental Health Services..... 2,940,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AHS	14

The Committee on Appropriations (Hukill) recommended the following amendment:

<p>Section: 03</p> <p>On Page: 000</p> <p>Spec App: 556A</p>	<p><u>EXPLANATION:</u></p> <p>Reduces Community Based Care Funds for Providers of Child Welfare Services and Community Mental Health Services in the Department of Children and Families by \$10,000 and \$500,000, respectively, from the General Revenue Fund, and provides \$510,000 in nonrecurring general revenue funds for Children's Medical Services (CMS) in the Department of Health to construct a new CMS facility in Ocala.</p>
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

HEALTH, DEPARTMENT OF
Program: Children's Medical Services
Children's Special Health Care 64300100

556A In Section 03 On Page 000
Fixed Capital Outlay 084101
Construction, Renovation, Equipment -
Children's Medical Services Facilities IOEJ

1000	General Revenue Fund	510,000
	CA 510,000 FSI1NR 510,000	

Immediately following Specific Appropriation 556A, INSERT:

From the funds in Specific Appropriation 556A, \$510,000 in nonrecurring funds from the General Revenue Fund is provided for the construction of a new Children's Medical Services facility in Ocala.

CHILDREN AND FAMILIES, DEPARTMENT OF
Services
Program: Mental Health Program
Mental Health Services 60910506

In Section 03 On Page 068
 354 Special Categories 100610
 Grants And Aids - Community Mental Health
 Services IOEB

1000	General Revenue Fund	183,588,358	183,088,358
	CA -500,000 FSI2NR -500,000		

Immediately following Specific Appropriation 354, DELETE the following project:

The Manor - Mental Health Services..... 3,150,000

AND INSERT:

The Manor - Mental Health Services..... 2,650,000

Program: Family Safety Program
 Family Safety And Preservation Services 60910310

In Section 03 On Page 067
 345 Special Categories 108304
 Grants And Aids - Community Based Care
 Funds For Providers Of Child Welfare
 Services IOEB

1000	General Revenue Fund	258,497,802	258,487,802
	CA -10,000 FSI2NR -10,000		

Immediately following Specific Appropriation 345, DELETE the second paragraph:

From the funds in Specific Appropriation 345, the sum of \$2,707,000 in nonrecurring funds from the General Revenue Fund is provided to Eckerd Community Alternatives, the Community Based Care Lead Agency serving Pasco and Pinellas counties.

AND INSERT:

From the funds in Specific Appropriation 345, the sum of \$2,697,000 in nonrecurring funds from the General Revenue Fund is provided to Eckerd Community Alternatives, the Community Based Care Lead Agency serving Pasco and Pinellas counties.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AHS	15

The Committee on Appropriations (Grimsley) recommended the following amendment:

<p>Section: 03</p> <p>On Page: 082</p> <p>Spec App: 472</p>	<p><u>EXPLANATION:</u></p> <p>Reduces Grants and Aids - Contracted Services in the Department of Health by \$400,000 from the General Revenue Fund and provides an additional \$400,000 in nonrecurring general revenue funds to Community Based Care Funds for Providers of Child Welfare Services in the Department of Children and Families to Eckerd Community Alternatives.</p>
--	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

HEALTH, DEPARTMENT OF
 Program: Community Public Health
 Community Health Promotion 64200100

472 In Section 03 On Page 082
 Special Categories 100778
 Grants And Aids - Contracted Services IOEB

1000	General Revenue Fund	8,458,107	8,058,107
	CA -400,000 FSI1NR -400,000		

Immediately following Specific Appropriation 472, DELETE the following project:

Evans Community School- Health Cottage.....	400,000
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CHILDREN AND FAMILIES, DEPARTMENT OF
 Services
 Program: Family Safety Program
 Family Safety And Preservation Services 60910310

345 In Section 03 On Page 067
 Special Categories 108304

Grants And Aids - Community Based Care
Funds For Providers Of Child Welfare
Services IOEB

1000	General Revenue Fund	258,497,802	258,897,802
	CA 400,000 FSI2NR 400,000		

Immediately following Specific Appropriation 345, DELETE the following paragraph:

From the funds in Specific Appropriation 345, the sum of \$2,707,000 in nonrecurring funds from the General Revenue Fund is provided to Eckerd Community Alternatives, the Community Based Care Lead Agency serving Pasco and Pinellas counties.

AND INSERT:

From the funds in Specific Appropriation 345, the sum of \$3,107,000 in nonrecurring funds from the General Revenue Fund is provided to Eckerd Community Alternatives, the Community Based Care Lead Agency serving Pasco and Pinellas counties.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AHS	16

The Committee on Appropriations (**Bradley**) recommended the following amendment:

Section: 03 On Page: 068 Spec App: 354	<u>EXPLANATION:</u> Reduces funding for the Transition House Homeless Veterans Program in Osceola County by \$300,000 and increases funding by \$300,000 in nonrecurring general revenue funds for the Clay Behavioral Health Center, Community Crisis Prevention Team.
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

**CHILDREN AND FAMILIES, DEPARTMENT OF
 Services
 Program: Mental Health Program
 Mental Health Services 60910506**

**354 In Section 03 On Page 068
 Special Categories 100610
 Grants And Aids - Community Mental Health
 Services IOEB**

In the proviso immediately following Specific Appropriation 354, revise the following project:

The Manor - Mental Health Services..... 3,150,000

In the proviso immediately following Specific Appropriation 354, revise the following project and insert a new project:

**The Manor - Mental Health Services..... 2,850,000
 Clay Behavioral Health Center Community Crisis
 Prevention Team..... 300,000**

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AHS	17

The Committee on Appropriations (Grimsley) recommended the following amendment:

<p>Section: 03</p> <p>On Page: 067</p> <p>Spec App: 345</p>	<p><u>EXPLANATION:</u></p> <p>Reduces Community Based Care Funds for Providers of Child Welfare Services and Community Mental Health Services by \$55,000 and \$210,000, respectively, in nonrecurring general revenue funds in the Department of Children and Families, and increases the Older Americans Act appropriation by \$265,000 in nonrecurring general revenue funds in the Department of Elder Affairs for the Little Havana Activity Center Local Services Programs.</p>
--	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

CHILDREN AND FAMILIES, DEPARTMENT OF Services

Program: Family Safety Program

Family Safety And Preservation Services 60910310

In Section 03 On Page 067

345 Special Categories 108304

Grants And Aids - Community Based Care Funds For Providers Of Child Welfare Services IOEB

1000	General Revenue Fund	258,497,802	258,442,802
	<i>CA -55,000 FSI2NR -55,000</i>		

DELETE:

From the funds in Specific Appropriation 345, the sum of \$2,707,000 in nonrecurring funds from the General Revenue Fund is provided to Eckerd Community Alternatives, the Community Based Care Lead Agency serving Pasco and Pinellas counties.

INSERT:

From the funds in Specific Appropriation 345, the sum of \$2,652,000 in nonrecurring funds from the General Revenue Fund is provided to Eckerd Community Alternatives, the Community Based Care Lead Agency serving Pasco and Pinellas counties.

Program: Mental Health Program
Mental Health Services 60910506

354 In Section 03 On Page 068
Special Categories 100610
Grants And Aids - Community Mental Health
Services IOEB

1000 General Revenue Fund 183,588,358 183,378,358
CA -210,000 FSI2NR -210,000

DELETE:

From the funds in Specific Appropriation 354, nonrecurring general revenue funds are provided for the following:

The Manor - Mental Health Services..... 3,150,000

AND INSERT:

From the funds in Specific Appropriation 354, nonrecurring general revenue funds are provided for the following:

The Manor - Mental Health Services..... 2,940,000

ELDER AFFAIRS, DEPARTMENT OF
Program: Services To Elders Program
Home And Community Services 65100400

416 In Section 03 On Page 076
Special Categories 100604
Grants And Aids - Older Americans Act
Program IOEB

1000 General Revenue Fund 7,759,209 8,024,209
CA 265,000 FSI1NR 265,000

DELETE:

From the funds in Specific Appropriation 416, the nonrecurring sum of \$141,550 from the General Revenue Fund is provided to the Southeast Focal Early Bird P.M. Nutrition Center.

AND INSERT:

From the funds in Specific Appropriation 416, nonrecurring general revenue funds are provided for the following:

Southeast Focal Early Bird P.M. Nutrition Center.....	\$141,550
Little Havana Activity Center LSP.....	\$265,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AHS	18

The Committee on Appropriations (Sobel) recommended the following amendment:

<p>Section: 03</p> <p>On Page: 068</p> <p>Spec App: 354</p>	<p><u>EXPLANATION:</u></p> <p>Reduces funding for The Manor community mental health services by \$24,750 and reduces funding by \$975,250 for the Transition House Homeless Veterans Program in Osceola County in the Department of Children and Families and increases funding by \$1,000,000 in nonrecurring general revenue funds for the Employment and Internships Program in the Agency for Persons with Disabilities.</p>
--	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

CHILDREN AND FAMILIES, DEPARTMENT OF
 Services
 Program: Mental Health Program
 Mental Health Services 60910506

354 In Section 03 On Page 068
 Special Categories 100610
 Grants And Aids - Community Mental Health
 Services IOEB

1000	General Revenue Fund	183,588,358	183,563,608
	CA -24,750 FSI2NR -24,750		

In the proviso immediately following Specific Appropriation 354, revise the following project:

The Manor - Mental Health Services..... 3,150,000

In the proviso immediately following Specific Appropriation 354, revise the following project:

The Manor - Mental Health Services..... 3,125,250

Program: Economic Self Sufficiency
Program
Economic Self Sufficiency Services 60910708

386 In Section 03 On Page 073
Special Categories 100561
Grants And Aids - Homeless Housing
Assistance Grants IOEB

1000 General Revenue Fund 2,025,250 1,050,000
CA -975,250 FSI1NR -975,250

DELETE the proviso immediately following Specific Appropriation 386:

From the funds in Specific Appropriation 386, \$1,525,250 from nonrecurring general revenue funds is provided for the Transition House Homeless Veterans Program in Osceola County.

AND INSERT:

From the funds in Specific Appropriation 386, \$550,000 from nonrecurring general revenue funds is provided for the Transition House Homeless Veterans Program in Osceola County.

AGENCY FOR PERSONS WITH DISABILITIES
Program: Services To Persons With
Disabilities
Home And Community Services 67100100

263 In Section 03 On Page 057
Special Categories 100179
Grant And Aid Individual And Family
Supports IOEB

1000 General Revenue Fund 2,702,400 3,702,400
CA 1,000,000 FSI1NR 1,000,000

At the end of existing proviso language, following Specific Appropriation 263, INSERT:

From the funds in Specific Appropriation 263, \$1,000,000 in nonrecurring funds from the General Revenue Fund is provided for the Employment and Internships Program.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AHS	19

The Committee on Appropriations (Smith) recommended the following amendment:

Section: 03	<u>EXPLANATION:</u> Reduces funding for The Manor Mental Health Services by \$1,000,000 and increases funding by \$1,000,000 for the Broward County Sheriff's Office for child protective investigations.
On Page: 065	
Spec App: 334	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

CHILDREN AND FAMILIES, DEPARTMENT OF Services

Program: Family Safety Program

Family Safety And Preservation Services 60910310

In Section 03 On Page 065

Special Categories 100782

Grants And Aids - Grants To Sheriffs For Protective Investigations IOEB

334

1000	General Revenue Fund	20,654,666	21,654,666
	CA 1,000,000 FSI2NR 1,000,000		

In Section 03, on Page 65, DELETE the following:

From the funds in Specific Appropriation 334, an additional nonrecurring sum of \$1,000,000 from the General Revenue Fund is provided for the Broward County Sheriff's Office.

In Section 03, on Page 65, INSERT the following:

From the funds in Specific Appropriation 334, an additional nonrecurring sum of \$2,000,000 from the General Revenue Fund is provided for the Broward County Sheriff's Office.

Program: Mental Health Program

Mental Health Services 60910506

In Section 03 On Page 068

Special Categories 100610

Grants And Aids - Community Mental Health Services IOEB

354

1000	General Revenue Fund	183,588,358	182,588,358
CA	-1,000,000 FSI2NR -1,000,000		

From the proviso immediately following Specific Appropriation 354, delete the following project:

The Manor - Mental Health Services..... 3,150,000

AND INSERT:

The Manor - Mental Health Services..... 2,150,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AHS	19SA

The Committee on Appropriations (**Benacquisto and Smith**) recommended the following SUBSTITUTE AMENDMENT for 19 (995042):

Section: 03 On Page: 068 Spec App: 354	<u>EXPLANATION:</u> Reduces funding for The Manor Mental Health Services by \$1,000,000 and increases funding by \$500,000 for the Broward County Sheriff's Office for child protective investigations and \$500,000 for Opportunity, Inc. Okaloosa Walton Homeless Continuum of Care.
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

CHILDREN AND FAMILIES, DEPARTMENT OF Services
Program: Mental Health Program
Mental Health Services 60910506

354 In Section 03 On Page 068
Special Categories 100610
Grants And Aids - Community Mental Health Services IOEB

1000	General Revenue Fund	183,588,358	182,588,358
	CA -1,000,000 FSI2NR -1,000,000		

Immediately following Specific Appropriation 354, DELETE the following project:

The Manor - Mental Health Services..... 3,150,000

AND INSERT:

The Manor - Mental Health Services..... 2,150,000

Program: Family Safety Program
Family Safety And Preservation Services 60910310

In Section 03 On Page 065
Special Categories 100782
Grants And Aids - Grants To Sheriffs For
Protective Investigations IOEB

334

1000 General Revenue Fund 20,654,666 21,154,666
CA 500,000 FSI2NR 500,000

Immediately following Specific Appropriation 334, DELETE the following:

From the funds in Specific Appropriation 334, an additional nonrecurring sum of \$1,000,000 from the General Revenue Fund is provided for the Broward County Sheriff's Office.

AND INSERT:

From the funds in Specific Appropriation 334, an additional nonrecurring sum of \$1,500,000 from the General Revenue Fund is provided for the Broward County Sheriff's Office.

Program: Economic Self Sufficiency
Program
Economic Self Sufficiency Services 60910708

In Section 03 On Page 073
Special Categories 100561
Grants And Aids - Homeless Housing
Assistance Grants IOEB

386

1000 General Revenue Fund 2,025,250 2,525,250
CA 500,000 FSI2NR 500,000

At the end of existing proviso language, following Specific Appropriation 386, INSERT:

From the funds in Specific Appropriation 386, \$500,000 from nonrecurring general revenue funds is provided to the Opportunity, Inc. Okaloosa Walton Homeless Continuum of Care.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AHS	20

The Committee on Appropriations (Grimsley) recommended the following amendment:

<p>Section: 03</p> <p>On Page: 068</p> <p>Spec App: 354</p>	<p><u>EXPLANATION:</u></p> <p>Reduces Adult Community Mental Health Services in the Department of Children and Families by \$625,250 in nonrecurring general revenue and increases Older American's Act funds in the Department of Elder Affairs by \$625,250 in nonrecurring general revenue for the Little Havana Activity Center Adult Day Care.</p>
--	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

CHILDREN AND FAMILIES, DEPARTMENT OF
 Services
 Program: Mental Health Program
 Mental Health Services 60910506

354 In Section 03 On Page 068
 Special Categories 100610
 Grants And Aids - Community Mental Health
 Services IOEB

1000	General Revenue Fund	183,588,358	182,963,108
	CA -625,250 FSI2NR -625,250		

DELETE:

From the funds in Specific Appropriation 354, nonrecurring general revenue funds are provided for the following:

The Manor - Mental Health Services..... 3,150,000

AND INSERT:

From the funds in Specific Appropriation 354, nonrecurring general

revenue funds are provided for the following:

The Manor - Mental Health Services..... 2,524,750

ELDER AFFAIRS, DEPARTMENT OF
Program: Services To Elders Program
Home And Community Services 65100400

416 In Section 03 On Page 076
Special Categories 100604
Grants And Aids - Older Americans Act
Program IOEB

1000 General Revenue Fund 7,759,209 8,384,459
CA 625,250 FSI1NR 625,250

DELETE:

From the funds in Specific Appropriation 416, the nonrecurring sum of \$141,550 from the General Revenue Fund is provided to the Southeast Focal Early Bird P.M. Nutrition Center.

AND INSERT:

From the funds in Specific Appropriation 416, nonrecurring general revenue funds are provided for the following:

Southeast Focal Early Bird P.M. Nutrition Center.....\$141,550
Little Havana Activity Center Adult Day Care.....\$625,250

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AHS	21

The Committee on Appropriations (Grimsley) recommended the following amendment:

Section: 03	<u>EXPLANATION:</u> Reduces funding for Eckerd Community Alternatives by \$270,000 and increases funding by \$270,000 nonrecurring general revenue funds for Children's Comprehensive Behavioral Services.
On Page: 068	
Spec App: 353	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

CHILDREN AND FAMILIES, DEPARTMENT OF
 Services
 Program: Mental Health Program
 Mental Health Services 60910506

353 In Section 03 On Page 068
 Special Categories 100435
 Grants And Aids - Children's Mental
 Health Services IOEB

1000	General Revenue Fund	25,969,795	26,239,795
	CA 270,000 FSI2NR 270,000		

AND INSERT:

From the funds in Specific Appropriation 353, \$270,000 in nonrecurring general revenue funds is provided for the Children's Comprehensive Behavioral Services project.

Program: Family Safety Program
 Family Safety And Preservation Services 60910310

345 In Section 03 On Page 067
 Special Categories 108304
 Grants And Aids - Community Based Care
 Funds For Providers Of Child Welfare

Services IOEB

1000	General Revenue Fund	258,497,802	258,227,802
CA -270,000	FSI2NR -270,000		

DELETE:

From the funds in Specific Appropriation 345, the sum of \$2,707,000 in nonrecurring funds from the General Revenue Fund is provided to Eckerd Community Alternatives, the Community Based Care Lead Agency serving Pasco and Pinellas counties.

AND INSERT:

From the funds in Specific Appropriation 345, the sum of \$2,437,000 in nonrecurring funds from the General Revenue Fund is provided to Eckerd Community Alternatives, the Community Based Care Lead Agency serving Pasco and Pinellas counties.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u> AHS	<u>Amendment</u> 22
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The Committee on Appropriations (**Bean**) recommended the following amendment:

Section: 03 On Page: 067 Spec App: 345	<u>EXPLANATION:</u> Provides \$1,000,000 in nonrecurring general revenue funds for the Arc Village residential community in the Agency for Persons with Disabilities and reduces general revenue funding in the Department of Children and Families for Eckerd Community Alternatives by \$1,000,000.
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

CHILDREN AND FAMILIES, DEPARTMENT OF Services

Program: Family Safety Program

Family Safety And Preservation Services 60910310

In Section 03 On Page 067

Special Categories 108304

Grants And Aids - Community Based Care Funds For Providers Of Child Welfare Services IOEB

In Section 03 On Page 068

1000	General Revenue Fund	183,588,358	182,588,358
	<i>CA -1,000,000 FSI2NR -1,000,000</i>		

In Section 03 On Page 067

In Section 03, on Page 67, DELETE the following:

From the funds in Specific Appropriation 345, the sum of \$2,707,000 in nonrecurring funds from the General Revenue Fund is provided to Eckerd Community Alternatives, the Community Based Care Lead Agency serving Pasco and Pinellas counties.

In Section 03, on Page 67, INSERT the following:

From the funds in Specific Appropriation 345, the sum of \$1,707,000 in nonrecurring funds from the General Revenue Fund is provided to Eckerd Community Alternatives, the Community Based Care Lead Agency serving Pasco and Pinellas counties.

AGENCY FOR PERSONS WITH DISABILITIES
Program: Services To Persons With
Disabilities
Developmental Disabilities Public
Facilities 67100300

297A In Section 03 On Page 061
Grants And Aids To Local Governments And 140209
Nonstate Entities - Fixed Capital Outlay
The Arc Village of Jacksonville IOEM

1000 General Revenue Fund 1,000,000
CA 1,000,000 FSI1NR 1,000,000

Immediately following Specific Appropriation 297A, INSERT:

Funds in Specific Appropriation 297A from nonrecurring general revenue is provided for the Arc Village of Jacksonville.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AHS	23

The Committee on Appropriations (**Sobel**) recommended the following amendment:

Section: 03	<u>EXPLANATION:</u> Adds proviso language within the Department of Health for the Mary Brogan Breast and Cervical Cancer Early Detection Program.
On Page: 082	
Spec App: 472	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

HEALTH, DEPARTMENT OF
 Program: Community Public Health
 Community Health Promotion 64200100

472 In Section 03 On Page 082
 Special Categories 100778
 Grants And Aids - Contracted Services IOEB

Immediately following Specific Appropriation 472, INSERT:

From the funds in Specific Appropriation 472, \$1,236,473 in nonrecurring funds from the General Revenue Fund is provided for breast and cervical cancer screening through the Mary Brogan Breast and Cervical Cancer Early Detection Program.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AHS	24

The Committee on Appropriations (**Margolis**) recommended the following amendment:

Section:	<u>EXPLANATION:</u>
On Page: 000	Reduces Community Based Care Funds for Providers of Child Welfare Services in the Department of Children and Families by \$771,671 in nonrecurring general revenue and increases the Alzheimer's Disease category in the Department of Elder Affairs by \$771,671 in nonrecurring general revenue funds for the Mt. Sinai Memory Disorder Clinic
Spec App:	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

In Section On Page 000

CHILDREN AND FAMILIES, DEPARTMENT OF Services

Program: Family Safety Program

Family Safety And Preservation Services 60910310

In Section 03 On Page 067

Special Categories 108304

Grants And Aids - Community Based Care Funds For Providers Of Child Welfare Services IOEB

1000	General Revenue Fund	258,497,802	257,726,131
CA	-771,671 FSI2NR -771,671		

DELETE:

From the funds in Specific Appropriation 345, the sum of \$2,707,000 in nonrecurring funds from the General Revenue Fund is provided to Eckerd Community Alternatives, the Community Based Care Lead Agency serving Pasco and Pinellas counties.

AND INSERT:

From the funds in Specific Appropriation 345, the sum of \$1,935,329 in nonrecurring funds from the General Revenue Fund is provided to Eckerd Community Alternatives, the Community Based Care Lead Agency serving Pasco and Pinellas counties.

ELDER AFFAIRS, DEPARTMENT OF
Program: Services To Elders Program
Home And Community Services 65100400

In Section 03 On Page 075
412A Special Categories 100041
Grants And Aids - Alzheimer's Disease
Initiative IOEB

1000	General Revenue Fund	13,866,375	14,638,046
	CA 771,671 FSI1NR 771,671		

DELETE:

From the funds in Specific Appropriation 412A, the following projects are funded from nonrecurring general revenue funds:

Mt. Sinai Memory Disorder Clinic..... 228,329

AND INSERT:

From the funds in Specific Appropriation 412A, the following projects are funded from nonrecurring general revenue funds:

Mt. Sinai Memory Disorder Clinic..... 1,000,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u> AHS	<u>Amendment</u> 25
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The Committee on Appropriations (**Bean**) recommended the following amendment:

Section: 03 On Page: 053 Spec App: 235	<u>EXPLANATION:</u> Adds proviso language within the Agency for Health Care Administration for the Aging and Disability Resource Centers.
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

AGENCY FOR HEALTH CARE ADMINISTRATION
 Program: Health Care Services
 Medicaid Long Term Care 68501500

235 In Section 03 On Page 053
 Special Categories 101554
 Home And Community Based Services IOEE

Immediately following Specific Appropriation 235, INSERT:

From the funds in Specific Appropriation 235, \$650,000 from recurring General Revenue and \$650,000 from the Medical Care Trust Fund are provided for distribution to the 11 Aging and Disability Resource Centers to support the implementation of the Statewide Medicaid Managed Long Term Care Program.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u> AHS	<u>Amendment</u> 26
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The Committee on Appropriations (**Margolis**) recommended the following amendment:

Section: 03 On Page: 053 Spec App: 235	<u>EXPLANATION:</u> Adds proviso language within the Agency for Health Care Administration for the Channeling Program.
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

AGENCY FOR HEALTH CARE ADMINISTRATION
 Program: Health Care Services
 Medicaid Long Term Care 68501500

235 In Section 03 On Page 053
 Special Categories 101554
 Home And Community Based Services IOEE

Immediately following Specific Appropriation 235, INSERT:

From the funds in Specific Appropriation 235, the agency shall allocate funding for the Channeling Program sufficient to continue services to current program enrollees as of July 1, 2013, until such time as the Channeling Program transitions to the new Medicaid Managed Long Term Care Program.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AHS	27

The Committee on Appropriations (**Margolis**) recommended the following amendment:

Section:	<u>EXPLANATION:</u>
On Page: 000	Reduces Adult Community Mental Health Services in the Department of Children and Families by \$100,000 in nonrecurring general revenue and increases the Alzheimer's Disease category in the Department of Elder Affairs by \$100,000 in nonrecurring general revenue for the Mt. Sinai Brain Bank.
Spec App:	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

In Section On Page 000

CHILDREN AND FAMILIES, DEPARTMENT OF Services

Program: Mental Health Program

Mental Health Services 60910506

In Section 03 On Page 068

Special Categories 100610

Grants And Aids - Community Mental Health Services IOEB

1000	General Revenue Fund	183,588,358	183,488,358
CA -100,000	FSI2NR -100,000		

DELETE:

The Manor - Mental Health Services..... 3,150,000

AND INSERT:

The Manor - Mental Health Services..... 3,050,000

ELDER AFFAIRS, DEPARTMENT OF

Program: Services To Elders Program
Home And Community Services 65100400

In Section 03 On Page 075
412A Special Categories 100041
Grants And Aids - Alzheimer's Disease
Initiative IOEB

1000 General Revenue Fund 13,866,375 13,966,375
CA 100,000 FSI1NR 100,000

DELETE:

From the funds in Specific Appropriation 412A, the following projects are funded from nonrecurring general revenue funds:

Mt. Sinai Brain Bank..... 182,465

From the funds in Specific Appropriation 412A, the following projects are funded from nonrecurring general revenue funds:

Mt. Sinai Brain Bank..... 282,465

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AHS	28

The Committee on Appropriations (**Grimsley**) recommended the following amendment:

Section: 03 On Page: 068 Spec App: 354	<u>EXPLANATION:</u> Reduces Community Mental Health Services in the Department of Children and Families by \$50,000 from the General Revenue Fund and provides \$50,000 in nonrecurring general revenue funds to the Department of Elder Affairs in the Contracted Services category for the United Home Care Assisted Living Facility.
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

CHILDREN AND FAMILIES, DEPARTMENT OF
 Services
 Program: Mental Health Program
 Mental Health Services 60910506

354 In Section 03 On Page 068
 Special Categories 100610
 Grants And Aids - Community Mental Health
 Services IOEB

1000	General Revenue Fund	183,588,358	183,538,358
CA	-50,000 FSI1NR -50,000		

DELETE:

The Manor - Mental Health Services.....	3,150,000
---	-----------

AND INSERT:

The Manor - Mental Health Services.....	3,100,000
---	-----------

ELDER AFFAIRS, DEPARTMENT OF
 Program: Services To Elders Program
 Home And Community Services 65100400

In Section 03 On Page 076

418 Special Categories 100778
Grants And Aids - Contracted Services

IOEB

1000 General Revenue Fund
CA 50,000 FSI1NR 50,000

1,753,545

1,803,545

Immediately following Specific Appropriation 418, INSERT:

From the funds in Specific Appropriation 418, \$50,000 in nonrecurring general revenue funds is provided to the United Home Care Assisted Living Facility.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AHS	29

The Committee on Appropriations (Sobel) recommended the following amendment:

Section:	<u>EXPLANATION:</u>
On Page: 000	Reduces Alzheimer's Community Care by \$195,150 within the Department of Elder Affairs in nonrecurring general revenue and increases Deerfield Beach Alzheimer's Day Care Center by \$195,150 in nonrecurring general revenue.
Spec App:	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

In Section On Page 000

ELDER AFFAIRS, DEPARTMENT OF
Program: Services To Elders Program
Home And Community Services 65100400

In Section 03 On Page 075
412A Special Categories 100041
Grants And Aids - Alzheimer's Disease
Initiative IOEB

1000	General Revenue Fund	13,866,375	13,866,375
CA 0			

DELETE:

From the funds in Specific Appropriation 412A, the following projects are funded from nonrecurring general revenue funds:

Alzheimer's Community Care..... 1,200,000

AND INSERT:

From the funds in Specific Appropriation 412A, the following projects are funded from nonrecurring general revenue funds:

Alzheimer's Community Care.....	1,004,850
Deerfield Beach Alzheimer's Day Care Center.....	195,150

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ACJ	30

The Committee on Appropriations (**Montford**) recommended the following amendment:

Section: 04	<u>EXPLANATION:</u> This amendment provides \$100,000 in recurring general revenue funds to restore payment in lieu of taxes for Gadsden Correctional Facility.
On Page: 101	
Spec App:	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

In Section 04 On Page 101

In Section 4, on Page 101 , DELETE the following:

From the funds in Specific Appropriations 644K a total of \$339,242 is provided to Moore Haven Correctional Facility as payment in lieu of ad valorem taxation for distribution to local government taxing authorities. These funds may not be distributed if there are outstanding claims for ad valorem taxes due on the property at issue and may not be distributed until the property is reclassified on the real property and tangible personal property rolls as State Government property back to the date the finance corporation or other state entity acquired the title thereto. These distributions shall be adjusted, with respect to any facility, to reimburse the Department of Corrections for the total amounts expended by the state in resisting the imposition of such ad valorem tax claims, including all attorneys' fees and costs actually incurred by the state's agencies.

AND INSERT:

From the funds in Specific Appropriations 644K and 644W a total of \$439,242 is provided as payment in lieu of ad valorem taxation for distribution to local government taxing authorities. Funding is provided as follows: \$339,242 for the Moore Haven Correctional Facility and \$100,000 for the Gadsden Correctional Facility. These funds may not be distributed if there are outstanding claims for ad valorem taxes due on the property at issue and may not be distributed until the property is

reclassified on the real property and tangible personal property rolls as state government property back to the date the finance corporation or other state entity acquired the title thereto. These distributions shall be adjusted, with respect to any facility, to reimburse the Department of Corrections for the total amounts expended by the state in resisting the imposition of such ad valorem tax claims, including all attorneys' fees and costs actually incurred by the state's agencies.

CORRECTIONS, DEPARTMENT OF
 Program: Security And Institutional
 Operations
 Adult And Youthful Offender Female
 Custody Operations 70031200

644W In Section 04 On Page 103
 Special Categories 105235
 Private Prison Operations IOEA

1000	General Revenue Fund	23,767,152	23,867,152
	CA 100,000 FSI1 100,000		

Adult Male Custody Operations 70031100

644A In Section 04 On Page 101
 Salaries And Benefits 010000 IOEA

1000	General Revenue Fund	406,482,871	406,382,871
	CA -100,000 FSI1 -100,000		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ACJ	31

The Committee on Appropriations (**Montford**) recommended the following amendment:

Section: 07	<u>EXPLANATION:</u> This amendment provides \$200,000 in nonrecurring general revenue funds to replace the HVAC system at the Calhoun County Courthouse.
On Page: 358	
Spec App: 3211A	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount DELETE	Positions & Amount INSERT
STATE COURT SYSTEM Program: Trial Courts Court Operations - Circuit Courts 22300100		
3211A In Section 07 On Page 358 Fixed Capital Outlay 082350 Heating, Ventilation And Air Conditioning System Replacement - Dms Mgd IOEI		
1000 General Revenue Fund		200,000
CA 200,000 FSI1NR 200,000		

Insert proviso immediately following Specific Appropriation 3211A:

From the funds in Specific Appropriation 3211A, \$200,000 in nonrecurring general revenue is appropriated to the state courts for HVAC replacement at the Calhoun County Courthouse.

CORRECTIONS, DEPARTMENT OF
Program: Security And Institutional
Operations
Correctional Facilities Maintenance And
Repair 70032000

678 In Section 04 On Page 110
Fixed Capital Outlay 083258
Major Repairs, Renovations And

Improvements To Major Institutions

IOEJ

1000 **General Revenue Fund**
CA -200,000 FSI1NR -200,000

7,191,853

6,991,853

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ACJ	32

The Committee on Appropriations (**Montford**) recommended the following amendment:

Section: 04	<u>EXPLANATION:</u> This amendment provides \$100,000 in nonrecurring general revenue for the acquisition and renovation of a facility for the Gadsden County Sheriff's Community and Recreational Center.
On Page: 170	
Spec App: 1216	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount DELETE	Positions & Amount INSERT
LAW ENFORCEMENT, DEPARTMENT OF		
Program: Investigations And Forensic Science Program		
Provide Investigative Services 71600200		
 In Section 04 On Page 170		
1216 Special Categories 102009		
Grants And Aids - Special Projects IOEB		
 1000 General Revenue Fund	1,032,461	1,132,461
CA 100,000 FSI1NR 100,000		

Immediately following Specific Appropriation 1216, INSERT:

From the funds in Specific Appropriation 1216, \$100,000 in nonrecurring general revenue funds is provided for the acquisition and renovation of a facility for the Gadsden County Sheriff's Community and Recreational Center.

CORRECTIONS, DEPARTMENT OF
Program: Security And Institutional Operations
Correctional Facilities Maintenance And Repair 70032000

In Section 04 On Page 110

678 **Fixed Capital Outlay** 083258
Major Repairs, Renovations And
Improvements To Major Institutions

IOEJ

1000 **General Revenue Fund**
CA -100,000 FSI1NR -100,000

7,191,853

7,091,853

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ACJ	33

The Committee on Appropriations (**Bradley**) recommended the following amendment:

Section: 07	<u>EXPLANATION:</u> This amendment provides \$1,000,000 in nonrecurring general revenue funds to help restore historic county courthouses.
On Page: 355	
Spec App: 3179A	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount DELETE	Positions & Amount INSERT
STATE COURT SYSTEM Administered Funds - Judicial Court Operations - Administered Funds	22020100	
3179A In Section 07 On Page 355 Special Categories 102033 Courthouse Emergency Renovation And Repairs IOEA		
1000 General Revenue Fund		1,000,000
CA 1,000,000 FSI1NR 1,000,000		

Insert proviso immediately following Specific Appropriation 3179A:

From the funds in Specific Appropriation 3179A, \$1,000,000 in nonrecurring general revenue funds is provided for the restoration of small county historic courthouses.

JUVENILE JUSTICE, DEPARTMENT OF Program: Residential Corrections Program Secure Residential Commitment	80800200
1151 In Section 04 On Page 163 Fixed Capital Outlay 080410 Department Of Juvenile Justice Maintenance And Repair - State Owned Buildings IOEJ	

1000 **General Revenue Fund**
CA -1,000,000 FSI1NR -1,000,000

3,801,868

2,801,868

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ACJ	33SA

The Committee on Appropriations (**Bradley**) recommended the following SUBSTITUTE AMENDMENT for 33 (995009):

Section: 07	<u>EXPLANATION:</u>
On Page: 355	This amendment provides \$1,000,000 in nonrecurring general revenue funds to help restore historic county courthouses.
Spec App: 3178A	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount DELETE	Positions & Amount INSERT
STATE COURT SYSTEM Administered Funds - Judicial Court Operations - Administered Funds	22020100	
3178A In Section 07 On Page 355 Special Categories 102033 Courthouse Emergency Renovation And Repairs IOEA		
1000 General Revenue Fund		1,000,000
CA 1,000,000 FSI1NR 1,000,000		

Insert proviso immediately following Specific Appropriation 3178A:

From the funds in Specific Appropriation 3178A, \$1,000,000 in nonrecurring general revenue funds is provided for the restoration of small county historic courthouses.

JUVENILE JUSTICE, DEPARTMENT OF Program: Residential Corrections Program Secure Residential Commitment	80800200
1151 In Section 04 On Page 163 Fixed Capital Outlay 080410 Department Of Juvenile Justice Maintenance And Repair - State Owned Buildings IOEJ	

1000 **General Revenue Fund**
CA -1,000,000 FSI1NR -1,000,000

3,801,868

2,801,868

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ACJ	34

The Committee on Appropriations (**Bradley**) recommended the following amendment:

Section: 04	<u>EXPLANATION:</u> This amendment provides \$381,250 in recurring general revenue funds for a new PACE Center for Girls in Miami-Dade.
On Page: 164	
Spec App: 1158	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

JUVENILE JUSTICE, DEPARTMENT OF
 Program: Prevention And Victim Services
 Delinquency Prevention And Diversion 80900100

1158 In Section 04 On Page 164
 Special Categories 100254
 Pace Centers IOEB

1000	General Revenue Fund	9,071,835	9,453,085
	CA 381,250 FSI1 381,250		

CORRECTIONS, DEPARTMENT OF
 Program: Security And Institutional
 Operations
 Adult Male Custody Operations 70031100

644A In Section 04 On Page 101
 Salaries And Benefits 010000 IOEA

1000	General Revenue Fund	406,482,871	406,101,621
	CA -381,250 FSI1 -381,250		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u> ACJ	<u>Amendment</u> 35
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The Committee on Appropriations (**Bradley**) recommended the following amendment:

Section: 04	<u>EXPLANATION:</u> This amendment provides \$500,000 in nonrecurring general revenue funds to address projected due process funding deficits in the state courts.
On Page: 110	
Spec App: 678	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

		Positions & Amount DELETE	Positions & Amount INSERT
	CORRECTIONS, DEPARTMENT OF		
	Program: Security And Institutional Operations		
	Correctional Facilities Maintenance And Repair 70032000		
	In Section 04 On Page 110		
678	Fixed Capital Outlay 083258		
	Major Repairs, Renovations And Improvements To Major Institutions IOEJ		
1000	General Revenue Fund	7,191,853	6,691,853
	<i>CA -500,000 FSI1NR -500,000</i>		
	STATE COURT SYSTEM		
	Program: Trial Courts		
	Court Operations - Circuit Courts 22300100		
	In Section 07 On Page 358		
3209	Special Categories 105420		
	State Courts Due Process Costs IOEA		
1000	General Revenue Fund	19,765,532	20,265,532
	<i>CA 500,000 FSI1NR 500,000</i>		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ACJ	36

The Committee on Appropriations (**Bradley**) recommended the following amendment:

<p>Section: 04</p> <p>On Page: 173</p> <p>Spec App: 1243</p>	<p><u>EXPLANATION:</u></p> <p>This amendment provides \$18,600 in nonrecurring general revenue funds to the Department of Law Enforcement to create a public search function through the internet of campus registration information of sexual predators and offenders in Florida.</p>
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<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

LAW ENFORCEMENT, DEPARTMENT OF
 Program: Criminal Justice Information
 Program
 Provide Prevention And Crime Information
 Services 71700200

1243 In Section 04 On Page 173
 Special Categories 100777
 Contracted Services IOEA

1000	General Revenue Fund	167,528	186,128
	CA 18,600 FSI1NR 18,600		

Following Specific Appropriation 1240, INSERT:

From the funds in Specific Appropriation 1240, \$18,600 in nonrecurring general revenue funds is provided to create a public search function through the internet of campus registration information of sexual predators and offenders in Florida.

CORRECTIONS, DEPARTMENT OF
 Program: Security And Institutional
 Operations
 Correctional Facilities Maintenance And

Repair 70032000

In Section 04 On Page 110

678

Fixed Capital Outlay 083258

Major Repairs, Renovations And
Improvements To Major Institutions

IOEJ

1000 General Revenue Fund
CA -18,600 FSI1NR -18,600

7,191,853

7,173,253

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ACJ	37

The Committee on Appropriations (**Gardiner**) recommended the following amendment:

Section: 04	<u>EXPLANATION:</u> This amendment provides \$100,000 in nonrecurring general revenue funds for the purchase of a compost machine for Dade Correctional Institution.
On Page: 109	
Spec App: 671	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

		Positions & Amount	Positions & Amount
		DELETE	INSERT
CORRECTIONS, DEPARTMENT OF			
Program: Security And Institutional			
Operations			
Correctional Facilities Maintenance And			
Repair 70032000			
In Section 04 On Page 109			
671	Operating Capital Outlay 060000	<i>IOEA</i>	
<i>1000</i>	General Revenue Fund	364,154	464,154
<i>CA 100,000 FSI1NR 100,000</i>			

Immediately following Specific Appropriation 671, INSERT:

From the funds in Specific Appropriation 671, \$100,000 in nonrecurring general revenue funds is provided for the purchase of a compost machine for Dade Correctional Institution.

In Section 04 On Page 110			
678	Fixed Capital Outlay 083258		
Major Repairs, Renovations And			
Improvements To Major Institutions			
		<i>IOEJ</i>	
<i>1000</i>	General Revenue Fund	7,191,853	7,091,853
<i>CA -100,000 FSI1NR -100,000</i>			

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ACJ	38

The Committee on Appropriations (**Bradley**) recommended the following amendment:

Section: 04 On Page: 101 Spec App: 644A	<u>EXPLANATION:</u> This amendment provides \$200,000 in recurring general revenue funds and \$600,000 in federal grants trust funds to expand the use of Data Mining in the Medicaid Fraud Control Unit (Issue Code 36301C0) in the Department of Legal Affairs.
--	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

CORRECTIONS, DEPARTMENT OF
Program: Security And Institutional
Operations
Adult Male Custody Operations 70031100

644A In Section 04 On Page 101
Salaries And Benefits 010000 IOEA

Positions:	2	0
1000 General Revenue Fund	406,482,871	406,282,871
CA -200,000 FSI1 -200,000		

LEGAL AFFAIRS, DEPARTMENT OF, AND
ATTORNEY GENERAL
Program: Office Of Attorney General
Criminal And Civil Litigation 41101000

1292 In Section 04 On Page 178
Expenses 040000 IOEA

1000 General Revenue Fund	1,844,064	2,044,064
CA 200,000 FSI1 200,000		
2261 Federal Grants Trust Fund	1,554,266	2,154,266
CA 600,000 FSI3 600,000		
2438 Legal Services Trust Fund		-600,000

CA -600,000 FSI1 -600,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ACJ	39

The Committee on Appropriations (**Galvano**) recommended the following LATE FILED amendment:

Section: 04 On Page: 177 Spec App: 1285	<u>EXPLANATION:</u> This amendment provides \$50,000 in nonrecurring general revenue funds for the Cuban American Bar Association Pro Bono Project to provide free legal assistance to individuals and families whose household income is within 125% of the Federal Poverty Guidelines.
--	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount DELETE	Positions & Amount INSERT
LEGAL AFFAIRS, DEPARTMENT OF, AND ATTORNEY GENERAL Program: Office Of Attorney General Executive Direction And Support Services	41100500	
In Section 04 On Page 177 1285 Special Categories <i>100777</i> Contracted Services <i>IOEA</i>		
<i>1000</i> General Revenue Fund <i>CA 50,000 FSI1NR 50,000</i>	125,528	175,528

Immediately following Specific Appropriation 1285, INSERT:

From the funds in Specific Appropriation 1285, \$50,000 from nonrecurring general revenue funds is provided to the Cuban American Bar Association Pro Bono Project to provide free legal assistance to individuals and families whose household income is 125% of the Federal Poverty Guidelines.

CORRECTIONS, DEPARTMENT OF
Program: Security And Institutional
Operations
Correctional Facilities Maintenance And

Repair 70032000

In Section 04 On Page 110

678

Fixed Capital Outlay 083258

Major Repairs, Renovations And
Improvements To Major Institutions

IOEJ

1000 General Revenue Fund

7,191,853

7,141,853

CA -50,000 FSI1NR -50,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ATD	40

The Committee on Appropriations (**Gardiner**) recommended the following amendment:

<p>Section: 06</p> <p>On Page: 000</p> <p>Spec App: 3155A</p>	<p><u>EXPLANATION:</u></p> <p>Provides \$500,000 of nonrecurring general revenue funds to the Department of State for the construction of the Frank Lloyd Wright Tourism and Education Center at Florida Southern College. Decreases Visit Florida's general revenue funding in the Department of Economic Opportunity by \$500,000, and increases Visit Florida's funding by \$500,000 of Tourism Promotional trust funds. Eliminates \$500,000 of unfunded budget authority in the Department of Economic Opportunity's Employment Security Administration Trust Fund.</p>
--	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

STATE, DEPARTMENT OF
Program: Cultural Affairs
Cultural Affairs 45070100

3155A In Section 06 On Page 000
Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Special Categories - Cultural Facilities Program 140015
IOEM

In Section 06 On Page 351

1000	General Revenue Fund	500,000
CA 500,000	FSI1NR 500,000	

Following Specific Appropriation 3155A, INSERT:

The nonrecurring general revenue funds provided in Specific 3155A shall be allocated as follows:

Frank Lloyd Wright Tourism & Education Center, Florida Southern
College.....\$500,000

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Strategic Business Development
Strategic Business Development 40400100

In Section 06 On Page 275

2228 Special Categories 105705
Grants And Aids - Visit Florida IOEB

1000 General Revenue Fund -500,000
CA -500,000 FSI1NR -500,000

2722 Tourism Promotional Trust Fund 500,000
CA 500,000 FSI1NR 500,000

Program: Workforce Services
Workforce Development 40200100

In Section 06 On Page 266

2162 Special Categories 100778
Grants And Aids - Contracted Services IOEB

2195 Employment Security Administration -500,000
Trust Fund
CA -500,000 FSI1NR -500,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ATD	41

The Committee on Appropriations (Sobel) recommended the following amendment:

<p>Section: 06</p> <p>On Page: 000</p> <p>Spec App: 3155A</p>	<p><u>EXPLANATION:</u></p> <p>Provides \$500,000 of nonrecurring general revenue funds to the Department of State for the Holocaust Documentation and Education Center Rail Car. Decreases Visit Florida's general revenue funding in the Department of Economic Opportunity by \$500,000, and increases Visit Florida's funding by \$500,000 of Tourism Promotional trust funds. Eliminates \$500,000 of unfunded budget authority in the Department of Economic Opportunity's Employment Security Administration Trust Fund.</p>
--	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

STATE, DEPARTMENT OF
 Program: Cultural Affairs
 Cultural Affairs 45070100

3155A In Section 06 On Page 000
 Grants And Aids To Local Governments And 140015
 Nonstate Entities - Fixed Capital Outlay
 Grants And Aids - Special Categories -
 Cultural Facilities Program IOEM

In Section 06 On Page 351

1000	General Revenue Fund	500,000
CA 500,000	FSI1NR 500,000	

Immediately following Specific Appropriation 3155A, INSERT:

The nonrecurring general revenue funds in Specific Appropriation 3155A shall be allocated as follows:

Holocaust Documentation and Education Center Rail Car.....500,000

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Strategic Business Development
Strategic Business Development 40400100

In Section 06 On Page 275

2228 Special Categories 105705
Grants And Aids - Visit Florida IOEB

1000 General Revenue Fund -500,000
CA -500,000 FSI1NR -500,000

2722 Tourism Promotional Trust Fund 500,000
CA 500,000 FSI1NR 500,000

In Section On Page 000

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Workforce Services
Workforce Development 40200100

In Section 06 On Page 266

2162 Special Categories 100778
Grants And Aids - Contracted Services IOEB

2195 Employment Security Administration -500,000
Trust Fund

CA -500,000 FSI1NR -500,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ATD	42

The Committee on Appropriations (**Gardiner**) recommended the following amendment:

<p>Section:</p> <p>On Page: 000</p> <p>Spec App:</p>	<p><u>EXPLANATION:</u></p> <p>Provides \$400,000 of nonrecurring general revenue funds to the Department of Economic Opportunity (DEO) for the Tampa Bay Innovation Center to establish the St. Petersburg Technology Incubator. Decreases Visit Florida's general revenue funding in DEO by \$400,000, and increases Visit Florida's funding by \$400,000 of Tourism Promotional trust funds. Eliminates \$400,000 of unfunded budget authority in the Department of Economic Opportunity's Employment Security Administration Trust Fund.</p>
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

In Section On Page 000

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Strategic Business Development
Strategic Business Development 40400100

In Section 06 On Page 274

2223A Special Categories 100562
Economic Development Projects IOEA

1000	General Revenue Fund	400,000
	CA 400,000 FSI1NR 400,000	

At the end of existing proviso language, following Specific Appropriation 2223A, INSERT:

From the general revenue funds provided in Specific Appropriation 2223A, \$400,000 of nonrecurring funds is provided to the Tampa Bay Innovation Center to establish the St. Petersburg Technology Incubator. The purpose

of these funds is to leverage federal and private resources in the delivery and support of services to the research community to stimulate the economy and create jobs.

In Section 06 On Page 275

2228 Special Categories 105705
Grants And Aids - Visit Florida IOEB

1000	General Revenue Fund	-400,000
CA	-400,000 FSI1NR -400,000	
2722	Tourism Promotional Trust Fund	400,000
CA	400,000 FSI1NR 400,000	

Program: Workforce Services
Workforce Development 40200100

In Section 06 On Page 266

2162 Special Categories 100778
Grants And Aids - Contracted Services IOEB

2195	Employment Security Administration Trust Fund	-400,000
CA	-400,000 FSI1NR -400,000	

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ATD	43

The Committee on Appropriations (**Margolis**) recommended the following amendment:

Section: 05 On Page: 240 Spec App: 1886	<u>EXPLANATION:</u> Allocates \$2 million in the Department of Transportation of nonrecurring funds from the State Transportation Trust Fund to the Town of Bay Harbor Islands for the Rehabilitation of the Broad Causeway.
--	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

TRANSPORTATION, DEPARTMENT OF
 Transportation Systems Operations
 Program: Highway Operations 55150200

In Section 05 On Page 240
 1886 Fixed Capital Outlay 088799
 Bridge Construction IOEK

Following Specific Appropriation 1886, INSERT:

From the funds in Specific Appropriations 1886, \$2,000,000 is allocated to the Town of Bay Harbor Islands for the rehabilitation of the Broad Causeway.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ATD	44

The Committee on Appropriations (**Margolis**) recommended the following amendment:

Section: 05 On Page: 240 Spec App: 1886	<u>EXPLANATION:</u> Allocates \$1 million in the Department of Transportation of nonrecurring funds from the State Transportation Trust Fund Bridge Construction Category for the Town of Golden Beach, Navona and Strand Avenue bridge projects.
--	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

TRANSPORTATION, DEPARTMENT OF
 Transportation Systems Operations
 Program: Highway Operations 55150200

In Section 05 On Page 240
 1886 Fixed Capital Outlay 088799
 Bridge Construction IOEK

Following Specific Appropriation 1886, INSERT:

From the funds in Specific Appropriation 1886, \$1,000,000 from the State Transportation Trust Fund is allocated to the Town of Golden Beach for the Navona Avenue and Strand Avenue bridge construction projects.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ATD	45

The Committee on Appropriations (**Gardiner and Benacquisto**) recommended the following amendment:

<p>Section: 06</p> <p>On Page: 000</p> <p>Spec App: 3155A</p>	<p><u>EXPLANATION:</u></p> <p>Provides \$100,000 of nonrecurring general revenue funds to the Department of State for the Miami Science Museum cultural grant. Decreases Visit Florida's general revenue funding in the Department of Economic Opportunity (DEO) by \$100,000, and increases Visit Florida's funding by \$100,000 of Tourism Promotional trust funds. Eliminates \$100,000 of unfunded budget authority in the Department of Economic Opportunity's Employment Security Administration Trust Fund.</p>
--	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount	Positions & Amount
	DELETE	INSERT
<p>In Section 06 On Page 000</p> <p>3155A Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Special Categories - Cultural Facilities Program <i>IOEM</i></p>	<p>140015</p>	
<p>In Section 06 On Page 351</p> <p>1000 General Revenue Fund <i>CA 100,000 FSI1NR 100,000</i></p>		<p>100,000</p>

Immediately following Specific Appropriation 3155A, INSERT:

The nonrecurring general revenue funds provided in Specific Appropriation 3155A shall be allocated as follows:

Miami Science Museum.....\$100,000

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Strategic Business Development

Strategic Business Development 40400100

In Section 06 On Page 275

2228 **Special Categories** 105705
Grants And Aids - Visit Florida IOEB

1000 **General Revenue Fund** -100,000
CA -100,000 FSI1NR -100,000

2722 **Tourism Promotional Trust Fund** 100,000
CA 100,000 FSI1NR 100,000

In Section On Page 000

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Workforce Services
Workforce Development 40200100

In Section 06 On Page 266

2162 **Special Categories** 100778
Grants And Aids - Contracted Services IOEB

2195 **Employment Security Administration** -100,000
Trust Fund
CA -100,000 FSI1NR -100,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
ATD	46

The Committee on Appropriations (**Gardiner**) recommended the following amendment:

Section: 06 On Page: 000 Spec App: 3136A	<u>EXPLANATION:</u> Provides \$250,000 to the Department of State for the Orange County Library Research and Development Grant. Decreases Visit Florida's general revenue funding in the Department of Economic Opportunity by \$250,000, and increases Visit Florida's funding by \$250,000 of Tourism and Promotional trust funds. Eliminates \$250,000 of unfunded budget authority in the Department of Economic Opportunity's Employment and Security Administration Trust Fund.
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

STATE, DEPARTMENT OF
 Program: Library And Information Services
 Library, Archives And Information
 Services 45400100

In Section 06 On Page 000
 3136A Aid To Local Governments 050791
 Grants And Aids - Supplemental Library
 Grants IOEB

1000	General Revenue Fund	250,000
	CA 250,000 FSI1NR 250,000	

Immediately following Specific Appropriation 3136A, INSERT:

The nonrecurring funds in Specific Appropriation 3136A, shall be used to fund a research and development grant for the Orange County Library.

ECONOMIC OPPORTUNITY, DEPARTMENT OF
 Program: Strategic Business Development
 Strategic Business Development 40400100

In Section 06 On Page 275

2228 Special Categories 105705
Grants And Aids - Visit Florida IOEB

1000 General Revenue Fund -250,000
CA -250,000 FSI1NR -250,000

2722 Tourism Promotional Trust Fund 250,000
CA 250,000 FSI1NR 250,000

Program: Workforce Services
Workforce Development 40200100

In Section 06 On Page 266

2162 Special Categories 100778
Grants And Aids - Contracted Services IOEB

2195 Employment Security Administration -250,000
Trust Fund
CA -250,000 FSI1NR -250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AGG	47

The Committee on Appropriations (**Hays**) recommended the following amendment:

<p>Section: 05</p> <p>On Page: 192</p> <p>Spec App: 1442</p>	<p><u>EXPLANATION:</u></p> <p>Removes contingency language that required a dollar-for-dollar cash match from federal, private, and citrus box tax funds for research projects on citrus disease.</p>
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

AGRICULTURE AND CONSUMER SERVICES,
DEPARTMENT OF, AND COMMISSIONER OF
AGRICULTURE
Program: Agricultural Economic
Development
Agricultural Products Marketing 42170200

1442 In Section 05 On Page 192
Special Categories 100695
Citrus Research IOEA

Immediately following Specific Appropriation 1442, DELETE:

Funds in Specific Appropriation 1442 shall be transferred to the Citrus Research and Development Foundation, Inc., to conduct or cause to be conducted research projects on citrus disease. Distribution of such funds for a particular research project is contingent upon a dollar-for-dollar cash match from federal or private funds or from citrus box tax revenues. At no time shall the funds appropriated in Specific Appropriation 1442, allocated to a particular project, exceed the private, federal, and citrus box tax funds provided for that project.

AND INSERT:

Funds in Specific Appropriation 1442 shall be transferred to the Citrus Research and Development Foundation, Inc., to conduct or cause to

be conducted research projects on citrus disease.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AGG	48

The Committee on Appropriations (**Hays**) recommended the following amendment:

Section: 06	<u>EXPLANATION:</u> Requires the Office for Insurance Regulation to investigate and report on unfair and deceptive business practices for the secondary life insurance market.
On Page: 293	
Spec App:	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

FINANCIAL SERVICES, DEPARTMENT OF
 Program: Financial Services Commission
 Office Of Insurance Regulation
 Compliance And Enforcement - Insurance 43900110

In Section 06 On Page 293

At the end of existing proviso language, INSERT:

The Office of Insurance Regulation shall investigate unfair and deceptive business practices in the secondary life insurance market, including but not limited to: the failure to advise policy owners that a policy has an insurance interest; denied benefits on life insurance policies after the two year contestability period; illegal increases in the insurance rate; and refusing to return premiums to life insurance policy owners after a policy is rescinded or determined to be invalid. The Office of Insurance Regulation shall issue a report on the findings by September 30, 2013.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u> AGG	<u>Amendment</u> 49
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The Committee on Appropriations (**Hays**) recommended the following amendment:

<p>Section: 05</p> <p>On Page: 214</p> <p>Spec App: 1640B</p>	<p><u>EXPLANATION:</u></p> <p>Provides \$129,000 in nonrecurring general revenue to the Fish and Wildlife Conservation Commission to determine the feasibility of purchasing a building, and provides \$250,000 in nonrecurring general revenue for the Tampa Westshore Waterways Improvement project. Funds are provided from the Loxahatchee River Preservation Initiative in the Department of Environmental Protection.</p>
--	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount DELETE	Positions & Amount INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Resource Management Water Resource Management 37350400		
In Section 05 On Page 214 1640B Grants And Aids To Local Governments And 140047 Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM		
1000 General Revenue Fund CA -129,000 FSI1NR -129,000	48,284,168	48,155,168

DELETE:

Loxahatchee River Preservation Initiative..... 1,379,000

AND INSERT:

Loxahatchee River Preservation Initiative..... 1,000,000

Westshore Waterways Improvement - Tampa..... 250,000

FISH AND WILDLIFE CONSERVATION COMMISSION

Program: Executive Direction And
Administrative Services
Office Of Executive Direction And
Administrative Support Services 77100700

In Section 05 On Page 223
Special Categories 100777
Contracted Services IOEA

1720

1000 General Revenue Fund
CA 129,000 FSI1NR 129,000

129,000

AND INSERT:

From the funds in Specific Appropriation 1720, \$129,000 from the General Revenue Fund is provided for the Fish and Wildlife Conservation Commission to determine the feasibility of purchasing a building located at 3800 Esplanade Way, Tallahassee, FL, 32311, for relocation of the commission. The commission shall work with the Department of Management Services on the feasibility study and for possible inclusion of the building within the Florida Facilities Pool. The commission shall submit the results of the feasibility study to the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee by January 1, 2014.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AGG	50

The Committee on Appropriations (**Latvala**) recommended the following amendment:

Section: 05	<u>EXPLANATION:</u> Directs the Department of Agriculture and Consumer Services to review safety protocols for wildland firefighters and provide recommendations for changes or enhancements by January 1, 2014.
On Page: 187	
Spec App:	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

AGRICULTURE AND CONSUMER SERVICES,
DEPARTMENT OF, AND COMMISSIONER OF
AGRICULTURE
Program: Forest And Resource Protection
Wildfire Prevention And Management 42110200

In Section 05 On Page 187

INSERT:

From the funds in Specific Appropriation 1380 through 1391, the Department of Agriculture and Consumer Services shall review and recommend appropriate changes to the safety protocols currently utilized within the Florida Forestry Service for wildland firefighters in the prevention, detection and suppression of wildfires, to improve the safety of Florida's wildland firefighters. The department's review shall encompass the Florida Forestry Service's incident command organization system, training and qualifications for Florida's wildland firefighters, firefighter staffing levels, and agreements between the department and local fire departments. The review shall include reference to the National Wildland Fire Qualification System Guide published by the National Wildfire Coordinating Group. The department's report on the review together with any recommendations for improvements to the safety protocols used by the Florida Forestry Service shall be submitted to the Governor, President of the Senate, and the Speaker of the House of Representatives not later than January 1, 2014.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AGG	51

The Committee on Appropriations (**Hays**) recommended the following amendment:

Section: 05	<u>EXPLANATION:</u> Corrects a title to the Apalachicola water quality improvement project and provides \$75,000 in nonrecurring general revenue to the Steinhatchee River improvement project from the Aquisition of Motor Vehicles category within the Department of Environmental Protection.
On Page: 214	
Spec App: 1640B	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount DELETE	Positions & Amount INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Resource Management Water Resource Management 37350400		
1640B In Section 05 On Page 214 Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay 140047 Grants And Aids - Water Projects IOEM		
1000 General Revenue Fund 48,284,168 <i>CA 75,000 FSI1NR 75,000</i>		48,359,168

In the proviso immediately following Specific Appropriation 1640B, rename the following project:

Apalachicola River Flow Assessment..... 3,000,000

In the proviso immediately following Specific Appropriation 1640B, rename the following project and insert a new project:

Apalachicola Bay Water Quality Improvement Projects 3,000,000

Big Bend Water Authority Sewer System Improvements

- Steinhatchee River..... 75,000

Program: Recreation And Parks
Coastal And Aquatic Managed Areas 37500400

In Section 05 On Page 220
Special Categories 100021
Acquisition Of Motor Vehicles IOEA

1691

1000	General Revenue Fund	635,976	560,976
CA	-75,000 FSI1NR -75,000		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AGG	52

The Committee on Appropriations (**Hays**) recommended the following amendment:

<p>Section: 34</p> <p>On Page: 369</p> <p>Spec App:</p>	<p><u>EXPLANATION:</u></p> <p>Reverts unexpended fund balances appropriated to the Department of Environmental Protection and transferred to the Suwannee River Water Management District for surface water improvements, and appropriates balances for nitrogen and phosphorus reduction projects in Lee County.</p>
--	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount	Positions & Amount
	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
	37000000	

In Section 34 On Page 369

INSERT new section 34 as follows and renumber subsequent sections:

The unexpended balance of funds provided in Specific Appropriations 1857 and 1859 of chapter 2007-72, Laws of Florida, transferred from the Department of Environmental Protection to the Suwannee River Water Management District for the implementation of projects utilizing innovative, cost effective, biologically based nutrient control technologies in the Suwannee River Surface Water Improvement Initiative shall revert and is appropriated for Fiscal Year 2013-2014 to the Department of Environmental Protection for distribution to Lee County for nitrogen and phosphorus reduction utilizing innovative, cost-effective, biologically based, nutrient control technologies.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AP	53

The Committee on Appropriations (**Benacquisto**) recommended the following amendment:

<p>Section: 60</p> <p>On Page: 374</p> <p>Spec App:</p>	<p><u>EXPLANATION:</u></p> <p>Revises the operative fiscal year of Sections 60 and 61, relating to the Real Estate Initiative and Vendor Management Initiative, from Fiscal Year 2013-2014 to Fiscal Year 2012-2013 and makes the sections effective upon becoming law.</p>
--	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

In Section 60 On Page 374

In Section 60, on Page 374, DELETE the first paragraph:

SECTION 60. The nonrecurring sums of \$317,687 from General Revenue and \$2,024,542 from trust funds are hereby reduced from each agency's budget for Fiscal Year 2013-2014, as a result of savings achieved through the Real Estate Initiative, as follows:

In Section 60, on Page 374, INSERT the following paragraph:

SECTION 60. Effective upon becoming law, the nonrecurring sums of \$317,687 from General Revenue and \$2,024,542 from trust funds are hereby reduced from each agency's budget for Fiscal Year 2012-2013, as a result of savings achieved through the Real Estate Initiative, as follows:

In Section 61 On Page 374

In Section 61, on Page 374, DELETE the first paragraph:

SECTION 61. The nonrecurring sums of \$1,188,126 from General Revenue and \$1,050,262 from trust funds are hereby reduced from each agency's budget for Fiscal Year 2013-2014, as a result of savings achieved through the Vendor Management Initiative, as follows:

In Section 61, on Page 374, INSERT the following:

SECTION 61. Effective upon becoming law, the nonrecurring sums of \$1,188,126 from General Revenue and \$1,050,262 from trust funds are hereby reduced from each agency's budget for Fiscal Year 2012-2013, as a result of savings achieved through the Vendor Management Initiative, as follows:

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



Florida Senate - 2013

SB7040

<u>Committee</u>	<u>Amendment</u>
AP	54

The Committee on Appropriations (**Benacquisto**) recommended the following amendment:

Section: 8	<u>EXPLANATION:</u> This amendment adds clarifying language relating to pay grade and pay band adjustments.
On Page: 360	
Spec App:	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
DELETE	INSERT

In Section 8 On Page 360

In Section 8, on Page 360, DELETE the following:

Pay Grade and Pay Band Adjustments

It is the intent of the Legislature that the minimums for each pay grade and pay band shall not be adjusted during the 2013-2014 fiscal year and that the maximums for each pay grade and pay band shall be adjusted upward by 8.0 percent, effective July 1, 2013. If after adjustment of the maximums for the pay grades and pay bands, an employee's base rate of pay is equal to or greater than the adjusted maximum of the employee's pay grade or pay band, the employee will be granted a one-time, lump sum payment in lieu of an increase to the employee's base rate of pay. When an employee's base rate of pay is less than the adjusted maximum, the employee's salary will be increased to the adjusted maximum and the portion of the increase that exceeds the adjusted maximum shall be granted a one-time, lump sum payment.

AND INSERT:

Pay Grade and Pay Band Adjustments

It is the intent of the Legislature that the minimums for each pay grade and pay band shall not be adjusted during the 2013-2014 fiscal year and that the maximums for each pay grade and pay band shall be adjusted upward by 8.0 percent, effective July 1, 2013. If after adjustment of

the maximums for the pay grades and pay bands, an employee's base rate of pay is equal to or greater than the adjusted maximum of the employee's pay grade or pay band, the employee will be granted a one-time, lump sum payment in lieu of an increase to the employee's base rate of pay. When an employee's base rate of pay is less than the adjusted maximum of the employee's pay grade or pay plan and the increase to the base rate of pay will be greater than the adjusted maximum, the employee's salary will be increased to the adjusted maximum and the portion of the increase that exceeds the adjusted maximum shall be granted a one-time, lump sum payment.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.

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A bill to be entitled

An act making appropriations: providing moneys for the annual period beginning July 1, 2013, and ending June 30, 2014, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing an effective date.

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

The moneys contained herein are appropriated from the named funds for Fiscal Year 2013-2014 to the state agency indicated, as the amounts to be used to pay the salaries, other operational expenditures, and fixed capital outlay of the named agencies, and are in lieu of all moneys appropriated for these purposes in other sections of the Florida Statutes.

SECTION 1 - EDUCATION ENHANCEMENT "LOTTERY" TRUST FUND

The moneys contained herein are appropriated from the Education Enhancement "Lottery" Trust Fund to the state agencies indicated.

EDUCATION, DEPARTMENT OF

Funds provided in sections 1 and 2 of this act as Grants and Aids-Special Categories or as Grants and Aids-Aid to Local Governments may be advanced quarterly throughout the fiscal year based on projects, grants, contracts, and allocation conference documents. Of the funds provided in Specific Appropriations 4, 5, 6, 59, 61, 62 through 70, and 151, 60 percent shall be released at the beginning of the first quarter and the balance at the beginning of the third quarter.

PROGRAM: EDUCATION - FIXED CAPITAL OUTLAY

0A FIXED CAPITAL OUTLAY
MAINTENANCE, REPAIR, RENOVATION, AND
REMODELING
FROM EDUCATIONAL ENHANCEMENT TRUST
FUND 55,209,106

Funds in Specific Appropriation 0A for charter schools shall be distributed pursuant to section 1013.62(1)(b), Florida Statutes.

1 FIXED CAPITAL OUTLAY
CLASSROOMS FIRST AND 1997 SCHOOL CAPITAL
OUTLAY BOND PROGRAMS - OPERATING FUNDS AND
DEBT SERVICE
FROM EDUCATIONAL ENHANCEMENT TRUST
FUND 156,011,746

Funds in Specific Appropriation 1 are for the cash and debt service requirements of the Classrooms First and 1997 School Capital Outlay Bond programs established in chapter 97-384, Laws of Florida.

Funds in Specific Appropriation 1 shall be transferred using nonoperating budget authority into the Lottery Capital Outlay and Debt Service Trust Fund, pursuant to section 1013.71, Florida Statutes, for the payment of debt service and projects. There is appropriated from the Lottery Capital Outlay and Debt Service Trust Fund, an amount sufficient to enable the payment of debt service and projects resulting from these transfers.

2 FIXED CAPITAL OUTLAY
DEBT SERVICE - CLASS SIZE REDUCTION
LOTTERY CAPITAL OUTLAY PROGRAM
FROM EDUCATIONAL ENHANCEMENT TRUST
FUND 153,806,836

Funds in Specific Appropriation 2 shall be transferred using nonoperating budget authority into the Lottery Capital Outlay and Debt Service Trust Fund, pursuant to section 1013.71, Florida Statutes, for the payment of debt service. There is appropriated from the Lottery Capital Outlay and Debt Service Trust Fund, an amount sufficient to enable the payment of debt service resulting from these transfers.

SECTION 1 - EDUCATION ENHANCEMENT

Funds in Specific Appropriation 2 are for Fiscal Year 2013-2014 debt service on all bonds authorized pursuant to section 1013.737, Florida Statutes, including any other continuing payments necessary or incidental to the repayment of the bonds. These funds may be used to refinance any or all bond series if it is in the best interest of the state as determined by the Division of Bond Finance.

3	FIXED CAPITAL OUTLAY EDUCATIONAL FACILITIES FROM EDUCATIONAL ENHANCEMENT TRUST FUND	6,650,113
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Funds in Specific Appropriation 3 for educational facilities are provided for debt service requirements associated with bond proceeds from the Lottery Capital Outlay and Debt Service Trust Fund and are authorized pursuant to section 1013.737, Florida Statutes. Funds in Specific Appropriation 3 shall be transferred, using nonoperating budget authority, to the Lottery Capital Outlay and Debt Service Trust Fund.

TOTAL: PROGRAM: EDUCATION - FIXED CAPITAL OUTLAY FROM TRUST FUNDS	371,677,801
TOTAL ALL FUNDS	371,677,801

OFFICE OF STUDENT FINANCIAL ASSISTANCE

PROGRAM: STUDENT FINANCIAL AID PROGRAM - STATE

4	SPECIAL CATEGORIES GRANTS AND AIDS - FLORIDA'S BRIGHT FUTURES SCHOLARSHIP PROGRAM FROM EDUCATIONAL ENHANCEMENT TRUST FUND	330,442,135
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From the funds in Specific Appropriation 4, the Bright Futures award per credit hour or credit hour equivalent for the 2013-2014 academic year shall be as follows:

Academic Scholars	
4-Year Institutions.....	\$110
2-Year Institutions.....	\$ 67
Upper-Division Programs at Florida Colleges....	\$ 76
Career/Technical Centers.....	\$ 55
Medallion Scholars	
4-Year Institutions.....	\$ 83
2-Year Institutions.....	\$ 67
Upper-Division Programs at Florida Colleges....	\$ 56
Career/Technical Centers.....	\$ 42
Gold Seal Vocational Scholars	
Career Certificate Program.....	\$ 42
Applied Technology Diploma Program.....	\$ 42
Technical Degree Education Program.....	\$ 52

The additional stipend for Top Scholars shall be \$47 per credit hour.

5	SPECIAL CATEGORIES FIRST GENERATION IN COLLEGE MATCHING GRANT PROGRAM FROM EDUCATIONAL ENHANCEMENT TRUST FUND	5,308,663
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From the funds provided in Specific Appropriation 5, \$1,327,166 shall be allocated to First Generation in College Matching Grant Programs at Florida colleges for need-based financial assistance as provided in section 1009.701, Florida Statutes. If required matching funds are not raised by participating Florida colleges or state universities by December 1, 2013, the remaining funds shall be reallocated to First Generation in College Matching Grant Programs at Florida colleges or state universities that have remaining unmatched private contributions.

6	FINANCIAL ASSISTANCE PAYMENTS STUDENT FINANCIAL AID FROM EDUCATIONAL ENHANCEMENT TRUST FUND	45,100,892
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SECTION 1 - EDUCATION ENHANCEMENT

Funds in Specific Appropriation 6 are allocated in Specific Appropriation 66. These funds are provided for Florida Student Assistance Grant (FSAG) public full-time and part-time programs.

TOTAL: PROGRAM: STUDENT FINANCIAL AID PROGRAM - STATE FROM TRUST FUNDS	380,851,690
TOTAL ALL FUNDS	380,851,690

PUBLIC SCHOOLS, DIVISION OF

PROGRAM: STATE GRANTS/K-12 PROGRAM - FEFP

7	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - FLORIDA EDUCATIONAL FINANCE PROGRAM FROM EDUCATIONAL ENHANCEMENT TRUST FUND	152,489,001
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Funds provided in Specific Appropriation 7 are allocated in Specific Appropriation 87.

8	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - CLASS SIZE REDUCTION FROM EDUCATIONAL ENHANCEMENT TRUST FUND	103,776,356
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Funds in Specific Appropriations 8 and 88 are provided to implement the requirements of sections 1003.03 and 1011.685, Florida Statutes. The class size reduction allocation factor for grades prekindergarten to grade 3 shall be \$1,321.28, for grades 4 to 8 shall be \$901.25, and for grades 9 to 12 shall be \$903.42. The class size reduction allocation shall be recalculated based on enrollment through the October 2013 FTE survey except as provided in section 1003.03(4), Florida Statutes. If the total class size reduction allocation is greater than the appropriation in Specific Appropriations 8 and 88, funds shall be prorated to the level of the appropriation based on each district's calculated amount. The Commissioner of Education may withhold disbursement of these funds until a district is in compliance with reporting information required for class size reduction implementation.

9	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - DISTRICT LOTTERY AND SCHOOL RECOGNITION PROGRAM FROM EDUCATIONAL ENHANCEMENT TRUST FUND	134,582,877
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Funds in Specific Appropriation 9 are provided for the Florida School Recognition Program to be allocated as awards of up to \$100 per student to qualified schools pursuant to section 1008.36, Florida Statutes.

If there are funds remaining after payment to qualified schools, the balance shall be allocated to all school districts based on each district's K-12 base funding. From these funds, school districts shall allocate up to \$5 per unweighted student to be used at the discretion of the school advisory council pursuant to section 24.121(5), Florida Statutes. If funds are insufficient to provide \$5 per student, the available funds shall be prorated.

TOTAL: PROGRAM: STATE GRANTS/K-12 PROGRAM - FEFP FROM TRUST FUNDS	390,848,234
TOTAL ALL FUNDS	390,848,234

PROGRAM: WORKFORCE EDUCATION

10	AID TO LOCAL GOVERNMENTS WORKFORCE DEVELOPMENT FROM EDUCATIONAL ENHANCEMENT TRUST FUND	48,722,232
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Funds in Specific Appropriation 10 are allocated in Specific Appropriation 117. These funds are provided for school district workforce education programs as defined in section 1004.02(26), Florida Statutes.

SECTION 1 - EDUCATION ENHANCEMENT

FLORIDA COLLEGES, DIVISION OF

PROGRAM: FLORIDA COLLEGES

11 AID TO LOCAL GOVERNMENTS
 GRANTS AND AIDS - FLORIDA COLLEGE SYSTEM
 PROGRAM FUND
 FROM EDUCATIONAL ENHANCEMENT TRUST
 FUND 180,808,060

The funds in Specific Appropriation 11 shall be allocated as follows:

Brevard Community College.....	7,470,427
Broward College.....	12,206,453
College of Central Florida.....	3,391,060
Chipola College.....	1,881,940
Daytona State College.....	10,034,908
Edison State College.....	4,322,457
Florida State College at Jacksonville.....	12,673,289
Florida Keys Community College.....	993,702
Gulf Coast State College.....	3,648,003
Hillsborough Community College.....	8,296,094
Indian River State College.....	7,594,394
Florida Gateway College.....	2,115,297
Lake Sumter Community College.....	1,879,273
State College of Florida, Manatee-Sarasota.....	3,682,328
Miami Dade College.....	28,582,390
North Florida Community College.....	1,058,320
Northwest Florida State College.....	3,131,474
Palm Beach State College.....	8,766,622
Pasco-Hernando Community College.....	3,356,106
Pensacola State College.....	5,714,032
Polk State College.....	4,736,235
Saint Johns River State College.....	2,847,061
Saint Petersburg College.....	10,870,305
Santa Fe College.....	5,871,305
Seminole State College of Florida.....	6,384,608
South Florida State College.....	2,604,754
Tallahassee Community College.....	4,834,137
Valencia College.....	11,861,086

STATE BOARD OF EDUCATION

11A DATA PROCESSING SERVICES
 EDUCATION TECHNOLOGY AND INFORMATION
 SERVICES
 FROM EDUCATIONAL ENHANCEMENT TRUST
 FUND 10,052,888

UNIVERSITIES, DIVISION OF

PROGRAM: EDUCATIONAL AND GENERAL ACTIVITIES

Funds in Specific Appropriations 12 through 16 shall be expended in accordance with operating budgets which must be approved by each university's board of trustees.

12 AID TO LOCAL GOVERNMENTS
 GRANTS AND AIDS - EDUCATION AND GENERAL
 ACTIVITIES
 FROM EDUCATIONAL ENHANCEMENT TRUST
 FUND 217,704,015

Funds in Specific Appropriation 12 shall be allocated as follows:

University of Florida.....	39,479,555
Florida State University.....	33,090,270
Florida A&M University.....	13,923,862
University of South Florida.....	29,251,223
University of South Florida, St. Petersburg.....	1,359,804
University of South Florida, Sarasota/Manatee.....	2,876,360
Florida Atlantic University.....	17,408,162
University of West Florida.....	6,816,496
University of Central Florida.....	30,160,315
Florida International University.....	25,682,398
University of North Florida.....	10,706,416

SECTION 1 - EDUCATION ENHANCEMENT

Florida Gulf Coast University..... 6,024,336
 New College of Florida..... 924,818

13 AID TO LOCAL GOVERNMENTS
 GRANTS AND AIDS - IPAS (INSTITUTE OF FOOD
 AND AGRICULTURAL SCIENCE)
 FROM EDUCATIONAL ENHANCEMENT TRUST
 FUND 12,533,877

14 AID TO LOCAL GOVERNMENTS
 GRANTS AND AIDS - UNIVERSITY OF SOUTH
 FLORIDA MEDICAL CENTER
 FROM EDUCATIONAL ENHANCEMENT TRUST
 FUND 9,349,672

15 AID TO LOCAL GOVERNMENTS
 GRANTS AND AIDS - UNIVERSITY OF FLORIDA
 HEALTH CENTER
 FROM EDUCATIONAL ENHANCEMENT TRUST
 FUND 5,546,416

16 AID TO LOCAL GOVERNMENTS
 GRANTS AND AIDS - FLORIDA STATE UNIVERSITY
 MEDICAL SCHOOL
 FROM EDUCATIONAL ENHANCEMENT TRUST
 FUND 605,115

TOTAL: PROGRAM: EDUCATIONAL AND GENERAL ACTIVITIES
 FROM TRUST FUNDS 245,739,095

TOTAL ALL FUNDS 245,739,095

TOTAL OF SECTION 1

FROM TRUST FUNDS 1,628,700,000

TOTAL ALL FUNDS 1,628,700,000

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

SPECIFIC APPROPRIATION

The moneys contained herein are appropriated from the named funds to the Department of Education as the amounts to be used to pay the salaries, other operational expenditures and fixed capital outlay.

EDUCATION, DEPARTMENT OF

Funds in Specific Appropriations 61A, 61B, and 145 through 150 for medical schools may be used as certified public expenditures for matching Medical Care Trust Fund sources through the Agency for Health Care Administration for contracting with the Florida Medical Schools Quality Network.

PROGRAM: EDUCATION - FIXED CAPITAL OUTLAY

The Legislature hereby finds and determines that the items and sums designated in Specific Appropriation 22 from the Public Education Capital Outlay and Debt Service Trust Fund constitute authorized capital outlay projects within the meaning and as required by section 9(a)(2), Article XII of the State Constitution, as amended, and any other law. In accordance therewith, the moneys in the following items are authorized to be expended for the enumerated authorized capital outlay projects.

The sum designated for each project is the maximum sum to be expended for each specified phase of the project from funds accruing under section 9(a)(2), Article XII of the State Constitution. The scope of each project shall be planned so that the amounts specified shall not be exceeded, or any excess in costs shall be funded by sources other than this appropriation. Such excess costs may be funded from the Public Education Capital Outlay and Debt Service Trust Fund only as a result of fund transfers pursuant to section 216.292 (4)(c), Florida Statutes. Each project shall be constructed on the site specified. If existing facilities and acquisition of new sites are a part of these projects, each such building and site must be certified to be free of contamination, asbestos, and other hazardous materials before the facility or site may be acquired. The provisions of section 216.301 (2), Florida Statutes, shall apply to all capital outlay funds appropriated to the Public Education Capital Outlay and Debt Service Trust Fund for the Fiscal Year 2013-2014 appropriation, and shall also apply to the funds appropriated in Specific Appropriations 18, 21, and 22.

The Governor's Office of Policy and Budget shall establish Fixed Capital Outlay budget authority within appropriate accounts to enable expenditure of funds appropriated for the state universities, the Florida School for the Deaf and the Blind, public school districts, Florida colleges, public broadcasting, and the Division of Blind Services.

17	FIXED CAPITAL OUTLAY	
	STATE UNIVERSITY SYSTEM CAPITAL	
	IMPROVEMENT FEE PROJECTS	
	FROM CAPITAL IMPROVEMENTS FEE	
	TRUST FUND	70,000,000

Funds in Specific Appropriation 17 shall be allocated by the Board of Governors to the universities on a pro rata distribution basis in accordance with the Board of Governors Legislative Budget Request for funding from the Capital Improvements Fee Trust Fund, as approved November 8, 2012. Each board of trustees shall report to the Board of Governors the funding it allocates to each specific project.

18	FIXED CAPITAL OUTLAY	
	MAINTENANCE, REPAIR, RENOVATION, AND	
	REMODELING	
	FROM GENERAL REVENUE FUND	74,204,088

Funds in Specific Appropriation 18 shall be allocated in accordance with section 1013.64(1), Florida Statutes, as follows:

Florida College System.....	36,330,294
State University System.....	37,873,794

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

19	FIXED CAPITAL OUTLAY	
	SURVEY RECOMMENDED NEEDS - PUBLIC SCHOOLS	
	FROM GENERAL REVENUE FUND	4,430,044

The funds in Specific Appropriation 19 shall be distributed to university developmental research schools and allocated in accordance with section 1002.32(9)(e), Florida Statutes.

19A	FIXED CAPITAL OUTLAY	
	FLORIDA COLLEGE SYSTEM PROJECTS	
	FROM GENERAL REVENUE FUND	5,000,000

Funds in Specific Appropriation 19A shall be allocated as follows:

PALM BEACH STATE COLLEGE	
Gen site plg/prep/infrastructure - West Campus.....	5,000,000

21	FIXED CAPITAL OUTLAY	
	SPECIAL FACILITY CONSTRUCTION ACCOUNT	
	FROM GENERAL REVENUE FUND	24,524,841

Funds in Specific Appropriation 21 shall be allocated in accordance with section 1013.64 (2) , Florida Statutes, to the following projects:

Moore Haven Middle-High School - Glades County.....	7,870,913
High School - Dixie County.....	16,653,928

Funding represents the first of a three year plan.

22	FIXED CAPITAL OUTLAY	
	DEBT SERVICE	
	FROM CAPITAL IMPROVEMENTS FEE	
	TRUST FUND	21,648,962
	FROM PUBLIC EDUCATION CAPITAL	
	OUTLAY AND DEBT SERVICE TRUST FUND	924,280,372
	FROM SCHOOL DISTRICT AND COMMUNITY	
	COLLEGE DISTRICT CAPITAL OUTLAY	
	AND DEBT SERVICE TRUST FUND	106,663,946

Funds in Specific Appropriation 22 from the School District and Community College District Capital Outlay and Debt Service Trust Fund are for Fiscal Year 2013-2014 debt service on bonds authorized pursuant to the School Capital Outlay Amendment, subsection (d), section 9, Article XII of the State Constitution, and any other continuing payments necessary or incidental to the repayment of the bonds. These funds may be used to refinance any or all series if it is in the best interest of the state as determined by the Division of Bond Finance. If the debt service appropriated for this program in Specific Appropriation 22 is insufficient due to interest rate changes, issuance timing, or other circumstances, the amount of the insufficiency is appropriated from the School District and Community College District Capital Outlay and Debt Service Trust Fund.

23	FIXED CAPITAL OUTLAY	
	GRANTS AND AIDS - SCHOOL DISTRICT AND	
	COMMUNITY COLLEGE	
	FROM SCHOOL DISTRICT AND COMMUNITY	
	COLLEGE DISTRICT CAPITAL OUTLAY	
	AND DEBT SERVICE TRUST FUND	28,000,000

24	FIXED CAPITAL OUTLAY	
	FLORIDA SCHOOL FOR THE DEAF AND BLIND -	
	CAPITAL PROJECTS	
	FROM GENERAL REVENUE FUND	1,444,246

Funds in Specific Appropriation 24 shall be allocated as follows:

Building Maintenance.....	1,444,246
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24A	FIXED CAPITAL OUTLAY	
	OLD JACKSON COUNTY (MARIANNA) HIGH SCHOOL	
	FROM GENERAL REVENUE FUND	6,500,000

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

TOTAL: PROGRAM: EDUCATION - FIXED CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND	116,103,219	
FROM TRUST FUNDS		1,150,593,280
TOTAL ALL FUNDS		1,266,696,499

VOCATIONAL REHABILITATION

For funds in Specific Appropriations 25 through 39 for the Vocational Rehabilitation Program, the Department of Education is the designated state agency for purposes of compliance with the Federal Rehabilitation Act of 1973, as amended.

If the department identifies additional resources that may be used to maximize federal matching funds for the Vocational Rehabilitation Program, the department shall submit a budget amendment prior to the expenditure of the funds, in accordance with the provisions of chapter 216, Florida Statutes.

APPROVED SALARY RATE	35,017,774		
25 SALARIES AND BENEFITS POSITIONS	930.00		
FROM GENERAL REVENUE FUND		9,397,984	
FROM ADMINISTRATIVE TRUST FUND			195,865
FROM FEDERAL REHABILITATION TRUST FUND		35,797,258	
26 OTHER PERSONAL SERVICES			
FROM FEDERAL REHABILITATION TRUST FUND			819,103
27 EXPENSES			
FROM GENERAL REVENUE FUND	6,686		
FROM FEDERAL REHABILITATION TRUST FUND		9,836,654	
28 AID TO LOCAL GOVERNMENTS			
GRANTS AND AIDS - ADULTS WITH DISABILITIES FUNDS			
FROM GENERAL REVENUE FUND	9,993,484		

Funds provided in Specific Appropriation 28 shall be distributed as follows to Florida colleges and school districts for programs serving adults with disabilities. Programs that were funded in Fiscal Year 2012-2013 will be eligible for continuation funding if the program has made satisfactory progress and the application reflects effective use of resources as defined by the Department of Education. The department has the authority to redistribute any funds due to unsatisfactory progress, ineffective use of resources, or discontinued programs.

From the funds in Specific Appropriation 28, provided that satisfactory progress was made during the 2012-2013 fiscal year, \$9,117,278 is provided for school district programs and shall be allocated as follows:

Alachua	42,500
Baker	137,099
Bay	122,532
Brevard	44,485
Broward	302,802
Charlotte	921,413
Citrus	44,182
Collier	95,393
Columbia	42,500
De Soto	42,500
Escambia	170,000
Flagler	535,892
Gadsden	272,048
Gulf	42,500
Hardee	42,500
Hernando	63,866
Hillsborough	286,884
Jackson	1,019,247
Jefferson	48,536
Lake	42,500
Leon	575,512

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Martin	206,377
Miami-Dade	1,125,208
Monroe	65,858
Orange	279,548
Osceola	42,500
Palm Beach	760,481
Pasco	42,500
Pinellas	374,337
Polk	170,000
St. Johns	86,000
Santa Rosa	42,500
Sarasota	437,887
Sumter	42,500
Suwannee	60,211
Taylor	59,528
Union	65,571
Wakulla	42,500
Washington	148,881

From the funds provided in Specific Appropriation 28, provided that satisfactory progress was made during the 2012-2013 fiscal year, \$876,206 is provided for Florida college programs and shall be allocated as follows:

College of Central Florida	42,500
Daytona State College	170,000
Florida State College at Jacksonville	170,000
Indian River State College	96,936
Pensacola State College	42,500
Saint Johns River State College	42,500
Santa Fe College	52,765
Seminole State College of Florida	46,505
South Florida State College	170,000
Tallahassee Community College	42,500

29 AID TO LOCAL GOVERNMENTS		
GRANTS AND AIDS - FLORIDA ENDOWMENT		
FOUNDATION FOR VOCATIONAL REHABILITATION		
FROM GENERAL REVENUE FUND	500,000	

30 OPERATING CAPITAL OUTLAY		
FROM FEDERAL REHABILITATION TRUST		
FUND		480,986

31 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND	444,415	
FROM FEDERAL REHABILITATION TRUST		
FUND		11,506,246

32 SPECIAL CATEGORIES		
GRANTS AND AIDS - INDEPENDENT LIVING		
SERVICES		
FROM GENERAL REVENUE FUND	1,582,004	
FROM FEDERAL REHABILITATION TRUST		
FUND		4,949,789

Funds provided in Specific Appropriation 32 shall be allocated to the Centers for Independent Living and shall be distributed according to the formula in the 2005-2007 State Plan for Independent Living. From the Federal Rehabilitation Trust Fund allocation, \$3,472,193 shall be funded from Social Security reimbursements (program income) provided that the Social Security reimbursements are available.

33 SPECIAL CATEGORIES		
PURCHASED CLIENT SERVICES		
FROM GENERAL REVENUE FUND	20,861,275	
FROM FEDERAL REHABILITATION TRUST		
FUND		94,090,741

34 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM FEDERAL REHABILITATION TRUST		
FUND		398,063

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

35	SPECIAL CATEGORIES TENANT BROKER COMMISSIONS FROM FEDERAL REHABILITATION TRUST FUND			97,655
36	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM FEDERAL REHABILITATION TRUST FUND	71,409		257,923
37	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL REHABILITATION TRUST FUND	154,316		515,762
38	DATA PROCESSING SERVICES EDUCATION TECHNOLOGY AND INFORMATION SERVICES FROM FEDERAL REHABILITATION TRUST FUND			68,761
39	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM FEDERAL REHABILITATION TRUST FUND			183,860
TOTAL:	VOCATIONAL REHABILITATION FROM GENERAL REVENUE FUND FROM TRUST FUNDS	43,011,573		159,198,666
	TOTAL POSITIONS TOTAL ALL FUNDS	930.00		202,210,239
BLIND SERVICES, DIVISION OF				
	APPROVED SALARY RATE	9,911,419		
40	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL REHABILITATION TRUST FUND	296.75 3,934,619		355,415 8,981,826
41	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL REHABILITATION TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	145,801		290,354 10,047
42	EXPENSES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL REHABILITATION TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	415,191		25,774 2,469,025 44,395
43	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - COMMUNITY REHABILITATION FACILITIES FROM GENERAL REVENUE FUND FROM FEDERAL REHABILITATION TRUST FUND	847,347		4,522,207
44	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM FEDERAL REHABILITATION TRUST FUND	54,294		235,198
45	FOOD PRODUCTS FROM FEDERAL REHABILITATION TRUST FUND			200,000

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

46	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM FEDERAL REHABILITATION TRUST FUND			100,000
47	SPECIAL CATEGORIES GRANTS AND AIDS - CLIENT SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL REHABILITATION TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	9,062,902		14,763,496 252,746
48	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL REHABILITATION TRUST FUND	56,140		425,000
49	SPECIAL CATEGORIES GRANTS AND AIDS - INDEPENDENT LIVING SERVICES FROM FEDERAL REHABILITATION TRUST FUND			35,000
50	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM FEDERAL REHABILITATION TRUST FUND	8,326		177,350
51	SPECIAL CATEGORIES LIBRARY SERVICES FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND	89,735		100,000
52	SPECIAL CATEGORIES VENDING STANDS - EQUIPMENT AND SUPPLIES FROM FEDERAL REHABILITATION TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND			2,208,000 595,000
53	SPECIAL CATEGORIES TENANT BROKER COMMISSIONS FROM FEDERAL REHABILITATION TRUST FUND			18,158
54	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL REHABILITATION TRUST FUND	4,056		3,026 98,952
55	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM FEDERAL REHABILITATION TRUST FUND			686,842
56	DATA PROCESSING SERVICES EDUCATION TECHNOLOGY AND INFORMATION SERVICES FROM FEDERAL REHABILITATION TRUST FUND			87,024
57	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM FEDERAL REHABILITATION TRUST FUND			502

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

58 DATA PROCESSING SERVICES		
NORTHWEST REGIONAL DATA CENTER (NWRDC)		
FROM FEDERAL REHABILITATION TRUST		
FUND		161,130
TOTAL: BLIND SERVICES, DIVISION OF		
FROM GENERAL REVENUE FUND	14,618,411	
FROM TRUST FUNDS		36,846,467
TOTAL POSITIONS	296.75	
TOTAL ALL FUNDS		51,464,878

PROGRAM: PRIVATE COLLEGES AND UNIVERSITIES

Institutions must submit an annual report to the Department of Education detailing the following metrics for Florida resident students: entrance requirements for the year; percentage of students receiving Pell Grants; Bright Futures, and other academic aid; graduation rates; job placement rates up to 120 days past graduation; and, where applicable, average grant recipients' GPA and freshmen grant recipients' test scores. The reports must be submitted by September 1, 2013 reflecting prior academic year statistics.

Prior to the disbursement of funds in Specific Appropriations 60, 60A, 61A, and 61B, each institution shall submit a proposed expenditure plan to the Department of Education pursuant to the requirements of section 1011.521, Florida Statutes.

59 SPECIAL CATEGORIES		
ABLE GRANTS (ACCESS TO BETTER LEARNING AND EDUCATION)		
FROM GENERAL REVENUE FUND	2,239,567	

Funds in Specific Appropriation 59 are provided to support 2,789 students at \$803 per student and shall be administered pursuant to section 1009.891, Florida Statutes. The Office of Student Financial Assistance may prorate the award and provide a lesser amount in the second term if the funds appropriated are insufficient to provide a full award to all eligible students. The Office of Student Financial Assistance may also reallocate funds between institutions if an eligible institution fails to reach its 2013-2014 enrollment.

60 SPECIAL CATEGORIES		
GRANTS AND AIDS - HISTORICALLY BLACK PRIVATE COLLEGES		
FROM GENERAL REVENUE FUND	9,361,543	

Funds in Specific Appropriation 60 shall be allocated as follows:

Bethune-Cookman University.....	3,460,111
Edward Waters College.....	2,749,526
Florida Memorial University.....	3,032,048
Library Resources.....	119,858

Funds provided in Specific Appropriation 60 shall only be expended for student access and retention or direct instruction purposes.

Funds in Specific Appropriation 60 for Library Resources shall be used for the purchase of books, electronic library resources, and other related library materials pursuant to section 1006.59, Florida Statutes. Funds shall be allocated equally to Bethune-Cookman University, Edward Waters College, and Florida Memorial University.

60A SPECIAL CATEGORIES		
GRANTS AND AIDS - PRIVATE COLLEGES AND UNIVERSITIES		
FROM GENERAL REVENUE FUND	1,650,000	

Funds in Specific Appropriation 60A shall be allocated as follows:

Barry University - School of Social Work.....	150,000
University of Miami - Launch Pad.....	500,000
Embry Riddle - Aerospace Academy.....	1,000,000

61 SPECIAL CATEGORIES		
FLORIDA RESIDENT ACCESS GRANT		
FROM GENERAL REVENUE FUND	89,666,591	

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

From the funds provided in Specific Appropriation 61, \$83,628,275 shall be used for tuition assistance for qualified Florida residents at 2010-2011 eligible institutions. These funds are provided to support 32,477 students at \$2,575 per student.

From the funds provided in Specific Appropriation 61, \$6,038,316 shall be used for tuition assistance for qualified Florida residents at institutions who earned eligibility after 2010-2011. These funds are provided to support 4,091 students at \$1,476 per student.

The Office of Student Financial Assistance may prorate the award in the second term and provide a lesser amount if the funds appropriated are insufficient to provide a full award to all eligible students. The Office of Student Financial Assistance may also reallocate funds between institutions if an eligible institution fails to reach its 2013-2014 enrollment.

61A SPECIAL CATEGORIES		
GRANTS AND AIDS - NOVA SOUTHEASTERN UNIVERSITY - HEALTH PROGRAMS		
FROM GENERAL REVENUE FUND		2,117,375

Funds are provided in Specific Appropriation 61A to support Florida residents enrolled in the Osteopathic Medicine, Optometry, Pharmacy, and Nursing programs. The university shall submit student enrollment information, by program, to the Department of Education prior to January 1, 2014.

61B SPECIAL CATEGORIES		
GRANTS AND AIDS - LECOM / FLORIDA - HEALTH PROGRAMS		
FROM GENERAL REVENUE FUND		1,691,010

Funds in Specific Appropriation 61B shall be used to support Florida residents who are enrolled in the Osteopathic Medicine or Pharmacy Program at the Lake Erie College of Osteopathic Medicine/Bradenton. The college shall submit enrollment information for Florida residents to the Department of Education prior to January 1, 2014.

TOTAL: PROGRAM: PRIVATE COLLEGES AND UNIVERSITIES		
FROM GENERAL REVENUE FUND		106,726,086

TOTAL ALL FUNDS		106,726,086
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OFFICE OF STUDENT FINANCIAL ASSISTANCE

PROGRAM: STUDENT FINANCIAL AID PROGRAM - STATE

62 SPECIAL CATEGORIES		
PREPAID TUITION SCHOLARSHIPS		
FROM GENERAL REVENUE FUND		7,000,000

63 SPECIAL CATEGORIES		
GRANTS AND AIDS - MINORITY TEACHER SCHOLARSHIP PROGRAM		
FROM GENERAL REVENUE FUND		885,468

64 SPECIAL CATEGORIES		
GRANTS AND AID - NURSING STUDENT LOAN REIMBURSEMENT/ SCHOLARSHIPS		
FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND		929,006

65 FINANCIAL ASSISTANCE PAYMENTS		
MARY MCLEOD BETHUNE SCHOLARSHIP		
FROM GENERAL REVENUE FUND	160,500	
FROM STATE STUDENT FINANCIAL ASSISTANCE TRUST FUND		160,500

66 FINANCIAL ASSISTANCE PAYMENTS		
STUDENT FINANCIAL AID		
FROM GENERAL REVENUE FUND	86,206,955	
FROM STUDENT LOAN OPERATING TRUST FUND		3,250,000

From the funds in Specific Appropriations 6 and 66, \$134,557,847 is provided pursuant to the following guidelines:

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Florida Student Assistance Grant - Public Full & Part Time.. 100,404,923
 Florida Student Assistance Grant - Private..... 16,166,037
 Florida Student Assistance Grant - Postsecondary..... 11,268,807
 Florida Student Assistance Grant - Career Education..... 2,192,251
 Children/Spouses of Deceased/Disabled Veterans..... 2,895,907
 Florida Work Experience..... 1,569,922
 Rosewood Family Scholarships..... 60,000

From the funds provided in Specific Appropriations 6 and 66, the maximum grant to any student from the Florida Public, Private, Career Education, and Postsecondary Assistance Grant Programs shall be \$2,534.

Institutions that received state funds in Fiscal Year 2012-2013 for student scholarships or grants administered by the Office of Student Financial Assistance shall report federal loan information to the Department of Education (DOE) prior to September 1, 2013, in a format prescribed by DOE. This information shall include, by institution, the total federal loan amounts disbursed and total number of students who received federal loans.

67	FINANCIAL ASSISTANCE PAYMENTS		
	JOSE MARTI SCHOLARSHIP CHALLENGE GRANT		
	FROM GENERAL REVENUE FUND	50,000	
	FROM STATE STUDENT FINANCIAL ASSISTANCE TRUST FUND		50,000
68	FINANCIAL ASSISTANCE PAYMENTS		
	TRANSFER TO THE FLORIDA EDUCATION FUND		
	FROM GENERAL REVENUE FUND	2,000,000	
TOTAL:	PROGRAM: STUDENT FINANCIAL AID PROGRAM - STATE		
	FROM GENERAL REVENUE FUND	96,302,923	
	FROM TRUST FUNDS		4,389,506
	TOTAL ALL FUNDS		100,692,429
PROGRAM:	STUDENT FINANCIAL AID PROGRAM - FEDERAL		
69	SPECIAL CATEGORIES		
	GRANT AND AIDS - COLLEGE ACCESS CHALLENGE GRANT PROGRAM		
	FROM FEDERAL GRANTS TRUST FUND		8,049,190
70	FINANCIAL ASSISTANCE PAYMENTS		
	STUDENT FINANCIAL AID		
	FROM FEDERAL GRANTS TRUST FUND		250,000
71	FINANCIAL ASSISTANCE PAYMENTS		
	TRANSFER DEFAULT FEES TO THE STUDENT LOAN GUARANTY RESERVE TRUST FUND		
	FROM STUDENT LOAN OPERATING TRUST FUND		15,000
TOTAL:	PROGRAM: STUDENT FINANCIAL AID PROGRAM - FEDERAL		
	FROM TRUST FUNDS		8,314,190
	TOTAL ALL FUNDS		8,314,190

EARLY LEARNING

PREKINDERGARTEN EDUCATION

72	SPECIAL CATEGORIES		
	GRANTS AND AIDS- EARLY LEARNING STANDARDS AND ACCOUNTABILITY		
	FROM GENERAL REVENUE FUND	4,458,892	

From the funds in Specific Appropriation 72, \$4,266,892 is provided to implement the Florida Voluntary Prekindergarten Assessment developed by the Department of Education in collaboration with the Florida Center for Reading Research to be used to conduct pre- and post-assessments as required in section 1002.67, Florida Statutes.

PROGRAM: EARLY LEARNING SERVICES

From the funds in Specific Appropriations 73 through 86, any expenditure from the Temporary Assistance for Needy Families (TANF) Block Grant must

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

be expended in accordance with the requirements and limitations of Part A of Title IV of the Social Security Act, as amended, or any other applicable federal requirement or limitation. Before any funds are released by the Department of Children and Families, each provider shall identify the number of clients to be served and certify their eligibility under Part A of Title IV of the Social Security Act. Funds may not be released for services to any clients except those so identified and certified.

The agency head or a designee shall certify that controls are in place to ensure that such funds are expended in accordance with the requirements and limitations of federal law and that reporting requirements of federal law are met. It shall be the responsibility of any entity to which such funds are appropriated to obtain the required certification prior to any expenditure of funds.

	APPROVED SALARY RATE	5,405,535	
73	SALARIES AND BENEFITS POSITIONS	97.00	
	FROM GENERAL REVENUE FUND		3,549,457
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND		3,513,621
74	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	2,000	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND		87,000
75	EXPENSES		
	FROM GENERAL REVENUE FUND	719,290	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND		894,637
	FROM WELFARE TRANSITION TRUST FUND		265,163
76	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - PROJECTS, CONTRACTS AND GRANTS		
	FROM FEDERAL GRANTS TRUST FUND		500,000
76A	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - JUMP START LITERACY PILOT PROJECT		
	FROM GENERAL REVENUE FUND	110,000	
	Funds provided in Specific Appropriation 76A for the Jump Start Literacy Pilot Project are contingent upon Senate Bill 1034, or similar legislation, becoming law.		
77	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	5,785	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND		15,000
78	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	248,399	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND		300,000
79	SPECIAL CATEGORIES		
	GRANTS AND AIDS - SCHOOL READINESS SERVICES		
	FROM GENERAL REVENUE FUND	140,922,530	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND		341,699,672
	FROM FEDERAL GRANTS TRUST FUND		500,000
	FROM WELFARE TRANSITION TRUST FUND		98,012,427

Funds in Specific Appropriation 79 require a match from local sources for working poor eligible participants of six percent on child care slots. In-kind match is allowable provided there is not a reduction in the number of slots or level of services from the provision of in-kind match. The Office of Early Learning may adopt a policy to grant a waiver of the six percent match requirement to a rural county that demonstrates a significant hardship in meeting the match requirement. Progress towards meeting this requirement shall be monitored by the Office of Early Learning, and shall be considered satisfactorily attained if the six percent requirement is met on a statewide basis.

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

From the Child Care and Development Block Grant Trust Fund in Specific Appropriation 79, \$3,000,000 shall be used to enhance the quality of child care through the Teacher Education and Compensation Helps Program (T.E.A.C.H.).

From the funds in Specific Appropriation 79 in the Welfare Transition Trust Fund, \$1,400,000 is provided for the Home Instruction Program for Pre-School Youngsters (HIPPY).

From the funds in Specific Appropriation 79, \$15,000,000 shall be used for the Child Care Executive Partnership Program, as defined in section 411.0102, Florida Statutes, as match to expand the provision of services to low income families at or below 200 percent of the federal poverty level. Funds for this program shall be used to match funds for statewide contracts.

80	SPECIAL CATEGORIES		
	GRANTS AND AIDS - DATA SYSTEMS FOR SCHOOL READINESS		
	FROM GENERAL REVENUE FUND	240,595	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND		718,403
81	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	8,276	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND		9,165
82	SPECIAL CATEGORIES		
	GRANTS AND AIDS - VOLUNTARY PREKINDERGARTEN PROGRAM		
	FROM GENERAL REVENUE FUND	404,927,801	

Funds in Specific Appropriation 82 are provided for the Voluntary Prekindergarten Education Program as provided in sections 1002.51 through 1002.79, Florida Statutes, and shall be initially allocated to Early Learning Coalitions as indicated below. Pursuant to the provisions of section 1002.71(3)(a), Florida Statutes, for Fiscal Year 2013-2014, the base student allocation per full-time equivalent student for the school year program shall be \$2,383 and the base student allocation for the summer program shall be \$2,026. The allocation includes four percent in addition to the base student allocation to fund administrative and other program costs of the Early Learning Coalitions related to the Voluntary Prekindergarten Education Program.

The funds in Specific Appropriation 82 shall be allocated as follows:

Alachua	4,433,038
Bay, Calhoun, Gulf, Franklin, Washington, Holmes, Jackson	5,205,380
Brevard	12,003,295
Broward	40,011,253
Charlotte, DeSoto, Highlands, Hardee	5,737,865
Clay, Nassau, Baker, Bradford	6,993,358
Columbia, Hamilton, Lafayette, Union, Suwannee	2,579,314
Dade, Monroe	60,794,000
Dixie, Gilchrist, Levy, Citrus, Sumter	4,324,070
Duval	25,241,531
Escambia	5,758,741
Hendry, Glades, Collier, Lee	21,085,964
Hillsborough	28,843,524
Lake	5,751,155
Leon, Gadsden, Jefferson, Liberty, Madison, Wakulla, Taylor	7,227,295
Manatee	7,526,903
Marion	5,488,079
Martin, Okeechobee, Indian River	5,605,129
Ocala	5,549,986
Orange	29,260,925
Osceola	7,718,965
Palm Beach	28,465,358
Pasco, Hernando	12,681,461
Pinellas	14,776,383
Polk	10,974,537
Putnam, St. Johns	5,874,205
St. Lucie	6,563,862
Santa Rosa	2,586,407

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Sarasota	5,130,061
Seminole	9,820,654
Volusia, Flagler	10,915,103

83	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	22,921	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND		11,392
84	DATA PROCESSING SERVICES		
	EDUCATION TECHNOLOGY AND INFORMATION SERVICES		
	FROM GENERAL REVENUE FUND	1,321,918	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND		1,650,000
85	DATA PROCESSING SERVICES		
	SOUTHWOOD SHARED RESOURCE CENTER		
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND		8,762
86	DATA PROCESSING SERVICES		
	NORTHWEST REGIONAL DATA CENTER (NWRDC)		
	FROM GENERAL REVENUE FUND	42,973	
TOTAL: PROGRAM: EARLY LEARNING SERVICES			
	FROM GENERAL REVENUE FUND	552,121,945	
	FROM TRUST FUNDS		448,185,242
	TOTAL POSITIONS	97.00	
	TOTAL ALL FUNDS		1,000,307,187

PUBLIC SCHOOLS, DIVISION OF
PROGRAM: STATE GRANTS/K-12 PROGRAM - FEFP

The calculations of the Florida Education Finance Program (FEFP) for the 2013-2014 fiscal year are incorporated by reference in Senate Proposed Bill 7042. The calculations are the basis for the appropriations made in the General Appropriations Act.

87	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - FLORIDA EDUCATIONAL FINANCE PROGRAM		
	FROM GENERAL REVENUE FUND	7,188,366,092	
	FROM STATE SCHOOL TRUST FUND		118,538,902

Funds provided in Specific Appropriations 7 and 87 shall be allocated using a base student allocation of \$3,736.40 for the FEFP.

Funds provided in Specific Appropriations 7 and 87 for the supplemental allocation for juvenile justice education programs shall be allocated pursuant to the formula provided in section 1011.62(10), Florida Statutes. The allocation factor shall be \$902.81.

From the funds provided in Specific Appropriations 7 and 87, juvenile justice education programs shall receive funds as provided in section 1003.52(12), Florida Statutes.

The district cost differential (DCD) for each district shall be calculated pursuant to the provisions of section 1011.62(2), Florida Statutes.

From the funds provided in Specific Appropriations 7 and 87, \$35,754,378 is provided for the Sparsity Supplement as defined in section 1011.62(7), Florida Statutes, for school districts of 20,000 and fewer FTE in the 2013-2014 fiscal year.

Total Required Local Effort for Fiscal Year 2013-2014 shall be \$6,845,037,692. The total amount shall include adjustments made for the calculation required in section 1011.62(4)(a) through (c), Florida Statutes.

The maximum nonvoted discretionary millage which may be levied pursuant

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to the provisions of section 1011.71(1), Florida Statutes, by district school boards in Fiscal Year 2013-2014 shall be 0.748 mills.

If any school district levies the full 0.748 mill and it generates an amount of funds per unweighted FTE that is less than 105 percent of the state average amount per unweighted FTE, the school district shall receive from the funds provided in Specific Appropriations 7 and 87, a discretionary millage compression supplement that, when added to the funds generated by the district's 0.748 mill levy, shall be equal to 105 percent of the state average as provided in section 1011.62(5), Florida Statutes.

If any school district chooses to levy an amount not less than 0.498 mill and less than 0.748 mill, a compression supplement shall be calculated on a levy of 0.498. If a 0.498 mill levy generates an amount of funds per unweighted FTE that is less than the state average amount per unweighted FTE for 0.498 mill, the school district shall receive from the funds provided in Specific Appropriations 7 and 87, a discretionary millage compression supplement that, when added to the funds generated by a 0.498 mill levy, would be equal to the state average as provided in section 1011.62(5), Florida Statutes.

Funds provided in Specific Appropriations 7 and 87 are based upon program cost factors for Fiscal Year 2013-2014 as follows:

1. Basic Programs
 - A. K-3 Basic.....1.125
 - B. 4-8 Basic.....1.000
 - C. 9-12 Basic.....1.011
2. Programs for Exceptional Students
 - A. Support Level 4.....3.558
 - B. Support Level 5.....5.089
3. English for Speakers of Other Languages1.145
4. Programs for Grades 9-12 Career Education.....1.011

From the funds in specific appropriation 87, \$480,000,000 is provided for salary increases, plus related benefits for FICA and FRS, for all full-time kindergarten through grade 12 instructional personnel as defined in section 1012.01(2)(a)-(d), Florida Statutes, excluding substitute teachers. In addition, funds are provided for salary increases for all full-time instructional personnel of prekindergarten exceptional students funded through the FEFP. Each district school board and charter school board shall develop and approve a plan for providing the salary increases. The plan shall: (1) ensure that salary increases for full-time classroom teachers are based on student achievement and performance (e.g. FCAT scores, Advanced Placement exam scores, Industry Certifications, SAT and ACT scores); and (2) identify the performance metrics that will be used for instructional personnel who are not full-time classroom teachers. Each board shall vote on the plan and affirm that it is based on student performance. A copy of the plan must be submitted to the Commissioner of Education, and the State Board of Education must confirm that the plan is based on student performance before the local boards can distribute the funds to their instructional personnel. The district may submit its plan as early as possible, and the State Board must act on it within 15 days of receipt. These funds shall be used only to provide salary increases and related benefits for eligible full-time instructional personnel.

From the funds provided in Specific Appropriation 7 and 87, \$75,000,000 shall be provided to school districts for wireless connectivity at each school site. The Department of Education shall provide the wireless specifications for school sites on or before August 1, 2013. A minimum of \$200,000 shall be provided to each district. School districts that meet or exceed school site wireless connectivity at all school sites within the district can expend these funds according to the district's board-approved technology plan.

From the funds in Specific Appropriations 7 and 87, \$953,370,352 is provided to school districts as an Exceptional Student Education (ESE) Guaranteed Allocation as authorized by law to provide educational programs and services for exceptional students. Funds provided for gifted educational programs and services must primarily be focused on advanced mathematics and science curriculum and enrichment. The ESE Guaranteed Allocation funds are provided in addition to the funds for each exceptional student in the per FTE student calculation. Each

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

district's ESE Guaranteed Allocation for the 2013-2014 appropriation shall not be recalculated during the school year. School districts that provided educational services in 2012-2013 for exceptional students who are residents of other districts shall not discontinue providing such services without the prior approval of the Department of Education. Expenditure requirements for the ESE Guaranteed Allocation shall be as prescribed in section 1010.20(3), Florida Statutes, for programs for exceptional students.

From the funds provided in Specific Appropriations 7 and 87, the value of 43.35 weighted FTE students is provided to supplement the funding for severely handicapped students served in ESE programs 254 and 255 when a school district has less than 10,000 FTE student enrollment and less than 3 FTE eligible students per program. The Commissioner of Education shall allocate the value of the supplemental FTE based on documented evidence of the difference in the cost of the service and the amount of funds received in the district's FEFP allocations for the students being served. The supplemental value shall not exceed 3 FTE.

A student in cooperative education or other types of programs incorporating on-the-job training shall not be counted for more than twenty-five (25) hours per week of membership in all programs when calculating full-time student membership, as provided in section 1011.61, Florida Statutes, for funding pursuant to section 1011.62, Florida Statutes.

The Declining Enrollment Supplement shall be calculated based on 25 percent of the decline between the prior year and current year unweighted FTE students.

From the funds in Specific Appropriations 7 and 87, \$64,456,019 is provided for Safe Schools activities and shall be allocated as follows: \$62,660 shall be distributed to each district, and the remaining balance shall be allocated as follows: two-thirds based on the latest official Florida Crime Index provided by the Department of Law Enforcement and one-third based on each district's share of the state's total unweighted student enrollment. Safe Schools activities include: (1) after school programs for middle school students; (2) middle and high school programs for correction of specific discipline problems; (3) other improvements to enhance the learning environment, including implementation of conflict resolution strategies; (4) behavior driven intervention programs that include anger and aggression management strategies; (5) alternative school programs for adjudicated youth that may include a web-based virtual system that results in mastery and certification, competency or credentials in the following inter-related counseling disciplines necessary for success in education and the work environment, including adjustment, educational, employment and optimal mental health areas that will include, but are not limited to, anger and impulse control, depression and anxiety, self-esteem, respect for authority, personal behavior, goal setting, time and stress management, social and workplace adjustment, substance use and abuse, workplace soft skills, communication skills, work ethic, the importance of timeliness, attendance and the self-marketing skills for future educational and/or employment opportunities; (6) suicide prevention programs; (7) bullying prevention and intervention; and (8) school resource officers. Each district shall determine, based on a review of its existing programs and priorities, how much of its total allocation to use for each authorized Safe Schools activity. The Department of Education shall monitor compliance with reporting procedures contained in section 1006.147, Florida Statutes. If a district does not comply with these procedures, the district's funds from the Safe Schools allocation shall be withheld and reallocated to the other school districts. Each school district shall report to the Department of Education the amount of funds expended for each of the eight activities.

From the funds in Specific Appropriations 7 and 87, \$641,343,420 is for Supplemental Academic Instruction to be provided throughout the school year pursuant to section 1011.62 (1)(f), Florida Statutes. From these funds, at least \$15,000,000, together with funds provided in the district's research-based reading instruction allocation and other available funds, shall be used by districts with one or more of the 100 lowest performing elementary schools based on the state reading assessment to provide an additional hour of instruction beyond the normal school day for each day of the entire school year for intensive reading instruction for the students in each of these schools. This additional hour of instruction must be provided by teachers or reading specialists who are effective in teaching reading. Students enrolled in these schools who have level 5 reading assessment scores may choose to

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

participate in the additional hour of instruction on an optional basis. ESE centers shall not be included in the 100 schools.

The Department of Education shall provide guidance to school districts for documentation of the expenditures for the additional hour of instruction to ensure that all local, state, and federal funds are maximized for the total instructional program and that the funds used for the additional hour of instruction in these 100 schools do not supplant federal funds. School districts shall submit a report to the Department of Education in a format prepared by the department that includes summary information, including funding sources, expenditures and student outcomes for each of the participating schools that shall be submitted to the Speaker of the House, President of the Senate, and Governor by September 30, 2014. Pursuant to section 1008.32, Florida Statutes, the State Board of Education shall withhold funds from a school district that fails to comply with this requirement.

From the funds in Specific Appropriations 7 and 87, \$130,000,000 is provided for a K-12 comprehensive, district-wide system of research-based reading instruction. The amount of \$115,000 shall be allocated to each district and the remaining balance shall be allocated based on each district's proportion of the total K-12 base funding. From these funds, at least \$15,000,000 shall be used to provide an additional hour of intensive reading instruction beyond the normal school day for each day of the entire school year for the students in the 100 lowest performing elementary schools based on the state reading assessment pursuant to sections 1008.22(3) and 1011.62(9), Florida Statutes. This additional hour of instruction must be provided by teachers or reading specialists who are effective in teaching reading. Students enrolled in these schools who have level 5 reading assessment scores may choose to participate in the additional hour of instruction on an optional basis. ESE centers shall not be included in the 100 schools. Pursuant to section 1008.32, Florida Statutes, the State Board of Education shall withhold funds from a school district that fails to comply with this requirement.

From the funds provided in Specific Appropriations 7 and 87, \$216,789,615 is provided for Instructional Materials including \$11,649,835 for Library Media Materials, \$3,184,288 for the purchase of science lab materials and supplies and \$3,000,000 for the purchase of digital instructional materials for students with disabilities. The growth allocation per FTE shall be \$293.73 for the 2013-2014 fiscal year. School districts shall pay for instructional materials used for the instruction of public high school students who are earning credit toward high school graduation under the dual enrollment program as provided in section 1011.62(1)(i), Florida Statutes.

From funds provided in Specific Appropriations 7 and 87, \$424,480,962 is provided for Student Transportation as provided in section 1011.68, Florida Statutes.

From funds provided in Specific Appropriations 7 and 87, \$45,895,373 is provided for the Teachers Lead Program and shall be given to teachers pursuant to section 1012.71, Florida Statutes. The allocation shall not be recalculated during the school year.

Districts may charge a fee for grades K-12 voluntary, non-credit summer school enrollment in basic program courses. The amount of any student's fee shall be based on the student's ability to pay and the student's financial need as determined by district school board policy.

From the funds in Specific Appropriations 7 and 87, school districts may execute an appropriate contract for full-time virtual instruction through K-8 virtual schools that received funds from Specific Appropriation 93 of chapter 2008-152, Laws of Florida. School districts may expend a negotiated amount per student for each student who was enrolled and served during the 2012-2013 fiscal year and who is re-enrolled and eligible to be served during the 2013-2014 fiscal year. Each of the K-8 virtual schools shall provide to the Department of Education the name and address of each student who was enrolled and served during the 2012-2013 fiscal year and who is re-enrolled and is eligible to be served during the 2013-2014 fiscal year. The department shall verify the eligibility of the students, assist with placement of each student in a school district virtual instruction program regardless of the student's district of residence, and assist the school district with executing an appropriate contract with an approved K-8 virtual school for payment for virtual instruction for each student. The maximum number of students to be funded pursuant to this provision is the number

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

of students served in the 2012-2013 fiscal year.

88 AID TO LOCAL GOVERNMENTS		
GRANTS AND AIDS - CLASS SIZE REDUCTION		
FROM GENERAL REVENUE FUND	2,808,114,044	
FROM STATE SCHOOL TRUST FUND		86,161,098

Funds in Specific Appropriations 8 and 88 are provided to implement the requirements of sections 1003.03 and 1011.685, Florida Statutes. The class size reduction allocation factor for grades prekindergarten to grade 3 shall be \$1,321.28, for grades 4 to 8 shall be \$901.25, and for grades 9 to 12 shall be \$903.42. The class size reduction allocation shall be recalculated based on enrollment through the October 2013 FTE survey except as provided in section 1003.03(4), Florida Statutes. If the total class size reduction allocation is greater than the appropriation in Specific Appropriations 8 and 88, funds shall be prorated to the level of the appropriation based on each district's calculated amount. The Commissioner of Education may withhold disbursement of these funds until a district is in compliance with reporting information required for class size reduction implementation.

TOTAL: PROGRAM: STATE GRANTS/K-12 PROGRAM - FEFP		
FROM GENERAL REVENUE FUND	9,996,480,136	
FROM TRUST FUNDS		204,700,000
TOTAL ALL FUNDS		10,201,180,136

PROGRAM: STATE GRANTS/K-12 PROGRAM - NON FEFP

90 AID TO LOCAL GOVERNMENTS		
GRANTS AND AIDS - INSTRUCTIONAL MATERIALS		
FROM GENERAL REVENUE FUND	760,000	

Funds provided in Specific Appropriation 90 shall be allocated to the Learning Through Listening Program.

91 SPECIAL CATEGORIES		
GRANTS AND AIDS - ASSISTANCE TO LOW PERFORMING SCHOOLS		
FROM GENERAL REVENUE FUND	3,300,000	

Funds in Specific Appropriation 91 may be used to contract for the operation of the Florida Partnership for Minority and Underrepresented Student Achievement and to achieve the partnership's mission as provided in section 1007.35, Florida Statutes. The funds shall not be expended for professional development for guidance counselors.

92 SPECIAL CATEGORIES		
GRANTS AND AIDS - MENTORING/STUDENT ASSISTANCE INITIATIVES		
FROM GENERAL REVENUE FUND	11,983,670	

Funds provided in Specific Appropriation 92 shall be allocated as follows:

Best Buddies.....	750,000
Take Stock in Children.....	4,800,000
Big Brothers Big Sisters.....	3,030,248
The Florida Alliance of Boys and Girls Clubs.....	2,638,450
YMCA Reads.....	764,972

94 SPECIAL CATEGORIES		
INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN		
FROM GENERAL REVENUE FUND	42,813	

Funds in Specific Appropriation 94 are provided to the Department of Education to pay the state's dues to the Interstate Commission on Educational Opportunity for Military Children for the 2013-2014 fiscal year.

95 SPECIAL CATEGORIES		
GRANTS AND AIDS - FLORIDA DIAGNOSTIC AND LEARNING RESOURCES CENTERS		
FROM GENERAL REVENUE FUND	1,982,626	

Funds provided in Specific Appropriation 95 shall be allocated to the Multidisciplinary Educational Services Centers as follows:

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University of Florida.....	396,525
University of Miami.....	396,525
Florida State University.....	396,525
University of South Florida.....	396,525
University of Florida Health Science Center at Jacksonville.....	396,526

Each center shall provide a report to the Department of Education by September 1, 2013, for the 2012-2013 fiscal year that shall include the following: (1) the number of children served, (2) the number of parents served, (3) the number of persons participating in in-service education activities, (4) the number of districts served, and (5) specific services provided.

97 SPECIAL CATEGORIES
 GRANTS AND AIDS - SCHOOL DISTRICT MATCHING
 GRANTS PROGRAM
 FROM GENERAL REVENUE FUND 4,000,000

Funds in Specific Appropriation 97 are provided as challenge grants to public school district education foundations for programs that serve low-performing students, technical career education, literacy initiatives, Science, Technology, Engineering, Math (STEM) Education initiatives, increased teacher quality and/or increased graduation rates. The amount of each grant shall be equal to the private contribution made to a qualifying public school district education foundation. In-kind contributions shall not be considered for matching purposes. Administrative costs for the program shall not exceed five percent.

Before any funds provided in Specific Appropriation 97 may be disbursed to any public school district education foundation, the public school district foundation must certify to the Commissioner of Education that the private cash has actually been received by the public school education foundation seeking matching funds. The Consortium of Florida Education Foundations shall be the fiscal agent for this program.

98 SPECIAL CATEGORIES
 TEACHER AND SCHOOL ADMINISTRATOR DEATH
 BENEFITS
 FROM GENERAL REVENUE FUND 18,000

99 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 813,773
 FROM FEDERAL GRANTS TRUST FUND 53,419
 FROM GRANTS AND DONATIONS TRUST
 FUND 14,628

100 SPECIAL CATEGORIES
 GRANTS AND AIDS - AUTISM PROGRAM
 FROM GENERAL REVENUE FUND 5,472,967

Funds provided in Specific Appropriation 100 shall be allocated as follows:

University of South Florida/Florida Mental Health Institute.....	959,893
University of Florida (College of Medicine).....	665,642
University of Central Florida.....	822,012
University of Miami (Department of Pediatrics) including \$216,392 for activities in Broward County through Nova Southeastern University.....	1,040,409
Florida Atlantic University.....	520,579
University of Florida (Jacksonville).....	693,670
Florida State University (College of Medicine).....	770,762

Autism Centers shall provide appropriate nutritional information to parents of children served through funds provided in Specific Appropriation 100. Summaries of outcomes for the prior fiscal year shall be submitted to the Department of Education by September 1, 2013.

101 SPECIAL CATEGORIES
 GRANTS AND AIDS - REGIONAL EDUCATION
 CONSORTIUM SERVICES
 FROM GENERAL REVENUE FUND 1,445,390

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102 SPECIAL CATEGORIES
 TEACHER PROFESSIONAL DEVELOPMENT
 FROM GENERAL REVENUE FUND 417,338
 FROM FEDERAL GRANTS TRUST FUND 134,580,906

Funds provided from General Revenue in Specific Appropriation 102 shall be allocated as follows:

Florida Association of District School Superintendents Training.....	363,000
Principal of the Year.....	29,426
Teacher of the Year.....	18,730
School Related Personnel of the Year.....	6,182

Funds provided in Specific Appropriation 102 for Principal, Teacher, or School Related Personnel of the Year may be disbursed to districts, schools, or individuals.

102A SPECIAL CATEGORIES
 GRANTS AND AIDS - STRATEGIC STATEWIDE
 INITIATIVES
 FROM GENERAL REVENUE FUND 24,277,572

Funds in Specific Appropriation 102A shall be allocated as follows:

Instructional Technology Program Site Licenses.....	2,277,572
Technology Transformation Grants for Rural School Districts.....	6,000,000
Algebra I Pilot.....	6,000,000
Digital Competency Development and Deployment.....	5,500,000
Safe Schools Security Assessments.....	1,000,000
Career and Education Planning System.....	3,500,000

Funds for the Cyber Security Recognition, Digital Arts Recognition, and Digital Tools Certificate programs are contingent upon Committee Substitute for Senate Bill 1076 or similar legislation becoming law.

Funds provided in Specific Appropriation 102A for Instructional Technology Program Site Licenses shall be allocated as follows: (1) \$1,550,000 shall be provided to the Department of Education (DOE) for software licenses in all middle schools to support the Digital Tools Certificate. The licenses shall include teacher training and support and one certification exam for a spreadsheet or word processing application for each middle school student. (2) \$400,000 shall be provided to the DOE for a second software license for either a spreadsheet or word processing application and assessment for a limited number of middle schools to be selected by the department. (3) \$277,572 shall be provided for an international digital driver's license examination available from a cloud-based format serving multiple types of devices. (4) \$50,000 shall be allocated by the DOE for appropriate exceptional student applications for these projects. Funds not allocated for any one of the first three initiatives by February 15, 2014, may be expended for either or both of the other two initiatives.

Funds in Specific Appropriation 102A for Technology Transformation Grants for Rural School Districts shall be provided to the Regional Education consortia: the Panhandle Area Educational Consortium, the North East Florida Educational Consortium, and the Heartland Educational Consortium. Districts shall submit applications for participation by school sites in which the school board or the school principal provides a written commitment to achieve the following goals: (1) a 25 percent increase in the Algebra I End-of-Course exam pass rate by June 30, 2014; (2) a 25 percent increase in completion of on-line courses (except for Physical Education, Drivers Education, or Health) by June 30, 2014; and (3) 50 percent of enrolled students, based on the October 2013 FTE survey, obtaining an industry certification, a Cyber Security or Digital Arts Recognition, or a Digital Tools certification. The consortia shall select up to nine school sites for participation. The Department of Education shall provide \$1,000,000 to each of the three consortia for administration of the program. The remaining balance shall be allocated based on member district FTE, except for \$75,000 which shall be allocated by the Department of Education to the consortia to provide appropriate modifications for students with disabilities at schools that receive awards. The consortia may contract for administration of the program. The consortia shall award the school grants by September 15, 2013.

Funds in Specific Appropriation 102A for the Algebra I Pilot are

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

provided to the Department of Education for the Algebra I College Ready Student Performance Project. The Department of Education shall acquire an education platform that will provide all Algebra I students (7th-12th grade) with the following: (1) content aligned with Florida's curriculum standards, (2) multiple learning activities, (3) frequent summative and optional formative assessments, and (4) availability through a portal or other devices.

The Department of Education shall contract with a company to implement a platform utilizing the department's private cloud infrastructure and secure services available in a public cloud. The Department of Education shall maximize existing technologies in order to ensure efficiency and cost effectiveness. The platform shall: (1) include an assessment engine to evaluate students' progress at frequent, segmented intervals throughout the curriculum; (2) provide tools for teachers and students to facilitate collaboration within the curriculum; (3) include a personalized learning engine to integrate student and district data that will analyze student performance data in a practical and timely manner; (4) provide educators access to performance data with predictive analytics to monitor student progress and allow educators to intervene as necessary to improve student outcomes; and (5) deploy Algebra I content in up to six sequenced clusters of Algebra I instructional goals each with one-sixth of the approved Algebra I End-of-Course (EOC) exam. The platform is designed to serve and support classroom teachers, on-line teachers, and home school instruction.

The platform must: (1) be accessible 24 hours a day; (2) support up to 1,000,000 students annually by 2016; (3) expand to accommodate other courses as needed, (4) be provided at no cost to districts, and (5) allow a student to be enrolled in the project until successful passage of the Algebra I EOC exam for up to five years. Students who move from one school to another shall be allowed to continue in the program.

Of the \$6,000,000 provided for the Algebra I Pilot, the Department of Education shall use \$1,000,000 to establish the cloud application and portals, and \$100,000 to develop appropriate applications for students with disabilities. The completed product shall be made available to 30 school sites by January 15, 2014, and to all 7th to 12th grade students by August 1, 2014.

From the funds in Specific Appropriation 102A for Digital Competency Development and Deployment, up to \$1,475,000 shall be provided to the Department of Education (DOE) to contract for the development and field testing at a maximum of 60 elementary schools a curriculum and assessment for the Cyber Security Recognition. The curriculum and assessment shall be cloud-based to enable students to continually access it 24 hours a day using multiple devices, except for scheduled maintenance and upgrade. Twenty-five percent of the cyber security curriculum and assessment shall address coding/programming skills. The Cyber Security Recognition shall be made available to all elementary schools on or before August 1, 2015.

From the funds in Specific Appropriation 102A for Digital Competency Development and Deployment, up to \$1,475,000 shall be provided to the DOE to contract for the development and field testing at a maximum of 60 elementary and middle schools a curriculum and assessment for the Digital Arts Recognition. The curriculum and assessment shall be cloud-based to enable students to continually access it 24 hours a day using multiple devices, except for scheduled maintenance and upgrade. Twenty-five percent of the digital arts curriculum and assessment shall address coding/programming skills. The Digital Arts Recognition shall be made available to all elementary schools on or before August 1, 2015. The Digital Arts Recognition program shall have sufficient rigor to challenge creativity in elementary school students. The elementary digital arts program shall consider, in its design, a second level of curriculum that may be added in future years as the skills of elementary students surpass this initial project and middle school is added.

From the funds in specific Appropriation 102A for Digital Competency Development and Deployment, \$1,950,000 shall be provided to the Department of Education to deploy as pilots at a maximum of 60 elementary schools, the Cyber Security Recognition and Digital Arts Recognition as cloud-based programs through portals accessible to all elementary students and teachers in the pilot program, 24 hours a day, 12 months a year. The digital arts and cyber security programs shall be administered by the Department of Education or contracted, all or in part, to school districts, colleges, or universities.

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From the funds in Specific Appropriation 102A for Digital Competency Development and Deployment, up to \$475,000 shall be provided to the Department of Education to contract for the management and administration of the Digital Tools Certificate Program for middle school students contingent upon Committee Substitute for Senate Bill 1076, or similar legislation, becoming law. The digital tools program shall be cloud-based to enable students to access it 24 hours a day using multiple devices, except for scheduled maintenance and upgrade. The digital Tool Certificate shall be made available to all middle schools on or before August 1, 2015.

From the funds in Specific Appropriation 102A for Digital Competency Development and Deployment, \$100,000 shall be provided by the Department of Education to develop appropriate applications to allow students with disabilities to access the Cyber Security Recognition, Digital Arts Recognition, and Digital Tools Certificate programs.

Funds in Specific Appropriation 102A for Safe Schools Security Assessments shall be provided to the Department of Education to contract with a security consulting firm to conduct independent assessments of safety and security systems and procedures at each public school site in the state. The department shall issue a request for proposals (RFP) to procure assessment services from a security consulting firm with experience in conducting security assessments of educational facilities. At a minimum, the assessments must address the following issues: (1) school emergency and crisis preparedness planning; (2) security, crime and violence prevention policies and procedures; (3) physical security measures; (4) professional development training needs; (5) an examination of support service roles in school safety, security, and emergency planning; (6) school security and school police staffing, operational practices, and related services; and (7) school-community collaboration on school safety. The selected firm must submit assessment findings and recommendations in a written report to the Department of Education and school and district officials. The final report must identify the positive school safety measures in place at the time of the assessment, as well as the areas for continued school safety planning and improvement.

Funds in Specific Appropriation 102A for the Career and Education Planning System shall be provided for a Grade 7 through Bachelor's degree statewide student career and education planning and endorsement system that accesses information from the Economic Security Report.

103	SPECIAL CATEGORIES	
	GRANTS AND AIDS - SCHOOL AND INSTRUCTIONAL	
	ENHANCEMENTS	
	FROM GENERAL REVENUE FUND	8,440,529

Funds in Specific Appropriation 103 shall be allocated as follows:

State Science Fair.....	72,032
Academic Tourney.....	200,000
Project to Advance School Success.....	608,983
Learning for Life.....	1,419,813
Girl Scouts.....	25,000
Black Male Explorers.....	114,701
African American Task Force.....	100,000
Holocaust Task Force.....	100,000
Florida Holocaust Museum.....	200,000
Space Day Project.....	250,000
Knowledge is Power Program Jacksonville.....	660,000
Medley Children's Program Transportation.....	170,000
Hialeah Junior Fire Academy.....	20,000
Pasco K-20 STEM Education Magnet Academy.....	1,500,000
Evans Wellness Cottage.....	300,000
SunBay Math Program.....	2,200,000
Lauren's Kids.....	500,000

104	SPECIAL CATEGORIES	
	GRANTS AND AIDS - EXCEPTIONAL EDUCATION	
	FROM GENERAL REVENUE FUND	2,713,726
	FROM FEDERAL GRANTS TRUST FUND	2,333,354

Funds in Specific Appropriation 104 from General Revenue are provided for:

Family Cafe.....	200,000
Communication Navigator.....	1,000,000

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Auditory-Oral Education Grants..... 500,000

Funds provided in Specific Appropriation 104 for Communication Navigator shall be awarded to the Florida State University College of Medicine for statewide implementation of an exceptional student education communication/autism navigator that includes core strategies and interventions through the Early Steps Program to increase the number of full integration placements of exceptional students into the standard classroom.

Funds provided in Specific Appropriation 104 for Auditory-Oral Education Grants are contingent upon Committee Substitute for Senate Bill 1240, or similar legislation, becoming law and the Department of Health registering eligible service providers or institutions that provide services or instruction to children who are deaf or hard of hearing pursuant to requirements of the bill.

105	SPECIAL CATEGORIES		
	FLORIDA SCHOOL FOR THE DEAF AND THE BLIND		
	FROM GENERAL REVENUE FUND	40,775,437	
	FROM FEDERAL GRANTS TRUST FUND		2,627,152
	FROM GRANTS AND DONATIONS TRUST FUND		1,739,754

From the funds in Specific Appropriation 105, the school shall contract for health, medical, pharmaceutical and dental screening services for students. The school shall develop a collaborative service agreement for medical services and shall maximize the recovery of all legally available funds from Medicaid and private insurance coverage. The school shall report to the Legislature by June 30, 2014, information describing the agreement, services provided, budget and expenditures, including the amounts and sources of all funding used for the collaborative medical program and any other student health services during the 2013-2014 fiscal year.

From the funds in Specific Appropriation 105, \$486,397 from General Revenue is provided for salary increases, plus related benefits for FICA and FRS, for all full-time kindergarten through grade 12 instructional personnel as defined in section 1012.01(2)(a)-(d), Florida Statutes, excluding substitute teachers.

The salary increases shall be based on student achievement and performance. By August 15, 2013, the school shall develop a plan for providing the salary increases. A copy of the plan shall be submitted to the Commissioner of Education. These funds shall be used only to provide salary increases and related benefits for eligible full-time instructional personnel.

106	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	223,832	
	FROM FEDERAL GRANTS TRUST FUND		23,758
	FROM GRANTS AND DONATIONS TRUST FUND		16,375

107	SPECIAL CATEGORIES		
	RESIDENTIAL CHARTER SCHOOL FOR AT-RISK CHILDREN		
	FROM GENERAL REVENUE FUND	375,000	

The funds in Specific Appropriation 107 are provided for the SEED School of Miami, a residential charter school.

TOTAL: PROGRAM: STATE GRANTS/K-12 PROGRAM - NON FEPP			
FROM GENERAL REVENUE FUND	107,042,673		
FROM TRUST FUNDS		141,389,346	
TOTAL ALL FUNDS			248,432,019

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

PROGRAM: FEDERAL GRANTS K/12 PROGRAM

108	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - PROJECTS, CONTRACTS AND GRANTS		
	FROM GRANTS AND DONATIONS TRUST FUND		3,999,420

109	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - FEDERAL GRANTS AND AIDS		
	FROM ADMINISTRATIVE TRUST FUND		353,962
	FROM FEDERAL GRANTS TRUST FUND		1,512,358,793

110	SPECIAL CATEGORIES		
	DOMESTIC SECURITY		
	FROM FEDERAL GRANTS TRUST FUND		17,051,144

From the funds provided in Specific Appropriation 110, \$10,348,204 is provided for a Safe Schools competitive grant program to be administered by the Department of Education. Funds shall be allocated by the Commissioner of Education to districts for school hardening and mass communications efforts.

111	SPECIAL CATEGORIES		
	GRANTS AND AIDS - STRATEGIC EDUCATION INITIATIVES		
	FROM FEDERAL GRANTS TRUST FUND		168,619,271

112	SPECIAL CATEGORIES		
	GRANTS AND AIDS - PARTNERSHIP FOR ASSESSMENT OF READINESS FOR COLLEGES AND CAREERS		
	FROM FEDERAL GRANTS TRUST FUND		81,206,849

TOTAL: PROGRAM: FEDERAL GRANTS K/12 PROGRAM			
FROM TRUST FUNDS		1,783,589,439	
TOTAL ALL FUNDS			1,783,589,439

PROGRAM: EDUCATIONAL MEDIA & TECHNOLOGY SERVICES

113	SPECIAL CATEGORIES		
	CAPITOL TECHNICAL CENTER		
	FROM GENERAL REVENUE FUND	1,995,104	

From the funds in Specific Appropriation 113, \$1,845,780 is provided for equipment and infrastructure costs associated with the migration to a tapeless environment and expansion to 15 channels and 17 streams.

114	SPECIAL CATEGORIES		
	GRANTS AND AIDS - PUBLIC BROADCASTING		
	FROM GENERAL REVENUE FUND	12,027,905	

The funds provided in Specific Appropriation 114 shall be allocated as follows:

Statewide Governmental and Cultural Affairs Programming.....	497,522
Florida Channel Closed Captioning.....	340,862
Florida Channel Year Round Coverage.....	2,072,554
Public Television Stations.....	3,996,811
Public Radio Stations.....	3,430,156
Satellite Transponder.....	1,690,000

From the funds provided in Specific Appropriation 114, "Governmental Affairs for Public Television" shall be produced by the same contractor selected by the Legislature to produce "The Florida Channel."

Funds provided in Specific Appropriation 114 for Public Television Stations shall be allocated in the amount of \$307,447 for each public television station as recommended by the Commissioner of Education.

From the funds in Specific Appropriation 114 for the Florida Channel Year Round Coverage, \$265,878 is provided for the expansion of services to 15 channels and 17 streams.

From the funds provided in Specific Appropriation 114 for Public Radio Stations, \$2,130,156 shall be allocated by the Department of

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Education in collaboration with the Division of Emergency Management and the Florida Public Broadcasting Service for the purchase of equipment for the stations to achieve compliance with emergency operations requirements. The balance of funds for Public Radio Stations shall be allocated in the amount of \$100,000 per station.

From the funds in Specific Appropriation 114 for the Satellite Transponder, \$1,440,000 is provided for the lease cost and \$250,000 is provided for satellite operations.

TOTAL: PROGRAM: EDUCATIONAL MEDIA & TECHNOLOGY SERVICES
FROM GENERAL REVENUE FUND 14,023,009

TOTAL ALL FUNDS 14,023,009

PROGRAM: WORKFORCE EDUCATION

115 AID TO LOCAL GOVERNMENTS
PERFORMANCE BASED INCENTIVES
FROM GENERAL REVENUE FUND 4,982,722

Funds in Specific Appropriation 115 shall be provided by the Department of Education (DOE) to district workforce education programs for students who earn industry certifications during the 2013-2014 fiscal year, contingent upon Committee Substitute for Senate Bill 1076, or similar legislation, becoming law. Funding shall be based on students who earn industry certifications in the following occupational areas: automotive service technology, cyber security, cloud virtualization, advanced manufacturing, and welding. On June 1, 2014, if any funds remain, the balance shall be allocated based on each district's share of the targeted career and technical education funding provided in Specific Appropriation 117A and shall be spent for the purpose of that appropriation.

116 AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - ADULT BASIC EDUCATION
FEDERAL FLOW-THROUGH FUNDS
FROM FEDERAL GRANTS TRUST FUND 41,552,472

117 AID TO LOCAL GOVERNMENTS
WORKFORCE DEVELOPMENT
FROM GENERAL REVENUE FUND 300,274,396

From the funds in Specific Appropriation 10 from the Educational Enhancement Trust Fund and Specific Appropriation 117 from the General Revenue Fund, \$348,996,628 is provided for school district workforce education programs as defined in section 1004.02(26), Florida Statutes, and is allocated as follows:

Alachua.....	520,863
Baker.....	131,293
Bay.....	2,800,247
Bradford.....	893,095
Brevard.....	3,255,150
Broward.....	69,138,118
Calhoun.....	86,467
Charlotte.....	2,356,851
Citrus.....	2,398,033
Clay.....	868,772
Collier.....	7,660,617
Columbia.....	265,278
Miami-Dade.....	76,427,471
DeSoto.....	636,913
Dixie.....	61,214
Escambia.....	4,543,098
Flagler.....	1,670,876
Franklin.....	56,631
Gadsden.....	657,541
Glades.....	49,860
Gulf.....	141,731
Hamilton.....	66,481
Hardee.....	251,502
Hendry.....	302,672
Hernando.....	279,853
Hillsborough.....	27,029,475
Indian River.....	983,475
Jackson.....	322,951
Jefferson.....	102,600

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Lafayette.....	54,496
Lake.....	3,957,933
Lee.....	8,903,102
Leon.....	5,559,159
Liberty.....	118,917
Madison.....	60,936
Manatee.....	8,255,435
Marion.....	3,558,263
Martin.....	1,650,773
Monroe.....	711,711
Nassau.....	366,523
Okaloosa.....	1,736,412
Orange.....	31,275,872
Osceola.....	5,680,638
Palm Beach.....	18,633,199
Pasco.....	2,351,739
Pinellas.....	24,936,309
Polk.....	8,880,601
Saint Johns.....	4,027,255
Santa Rosa.....	1,213,713
Sarasota.....	7,774,460
Sumter.....	127,140
Suwannee.....	794,836
Taylor.....	1,055,665
Union.....	112,999
Wakulla.....	172,677
Walton.....	297,304
Washington.....	2,725,759
Washington Sp.....	43,674

Tuition and fee rates are established for the 2013-2014 fiscal year as follows:

For programs leading to a career certificate or an applied technology diploma, the standard tuition shall be \$2.33 per contact hour for residents. For nonresidents, the out-of-state fee shall be \$6.99 per contact hour in addition to the standard tuition of \$2.33 per contact hour.

For adult general education programs, a block tuition shall be assessed in the amount of \$45 per half year or \$30 per term for residents. For nonresidents, the out-of-state fee shall be \$135 per half year or \$90 per term, in addition to the standard tuition.

Funds collected from standard tuition and out-of-state fees shall be used to support school district workforce education programs as defined in section 1004.02(26), Florida Statutes, and shall not be used to support K-12 programs or district K-12 administrative indirect costs.

Consistent with section 1009.22(3)(d), Florida Statutes, if the tuition and out-of-state fees provided herein become law, the statutory increase for inflation shall not be made.

The funds provided in Specific Appropriations 10, 115, 117 and 117A shall not be used to support K-12 programs or district K-12 administrative indirect costs. The Auditor General shall verify compliance with this requirement during scheduled audits of these institutions.

Pursuant to the provisions of section 1009.26(1), Florida Statutes, school districts may grant fee waivers for programs funded through Workforce Development Education appropriations for up to 8 percent of the fee revenues that would otherwise be collected.

From the funds provided in Specific Appropriations 10 and 117, each school district shall report enrollment for adult general education programs identified in section 1004.02, Florida Statutes, in accordance with the Department of Education instructional hours reporting procedures. The Auditor General shall verify compliance with this requirement during scheduled operational audits of the school districts.

District superintendents shall certify that workforce education enrollment and performance data used for funding allocations to districts is accurate and complete in accordance with reporting timelines established by the Department of Education. Upon certification, the district data shall be considered final for purposes of use in state funding formulas. After the final certification, the Department of Education may request a supplemental file in the event

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

that a district has reported a higher level of enrollment or performance than was actually achieved by the district.

117A AID TO LOCAL GOVERNMENTS
 TARGETED CAREER/TECHNICAL EDUCATION
 INDUSTRY CERTIFICATION
 FROM GENERAL REVENUE FUND 20,047,860

Funds in Specific Appropriation 117A shall be provided to district workforce education programs to expand, enhance, or develop program offerings that will lead to industry certifications in the following occupational areas: automotive service technology, cyber security, cloud virtualization, advanced manufacturing, and welding. By January 1, 2014, each district that receives funding shall submit a report to the Department of Education, in a format established by the department, documenting how the district expended the funds to expand, enhance, or develop the new programs.

The funds shall be allocated as follows:

Bay.....	399,783
Bradford.....	102,847
Broward.....	3,155,243
Charlotte.....	224,404
Citrus.....	309,023
Collier.....	654,277
Miami-Dade.....	3,118,049
Escambia.....	370,738
Flagler.....	126,114
Gadsden.....	43,431
Hillsborough.....	1,324,273
Indian River.....	84,161
Lake.....	423,339
Lee.....	818,051
Leon.....	708,766
Manatee.....	861,353
Marion.....	362,790
Okalosa.....	360,989
Orange.....	2,309,321
Osceola.....	532,969
Pasco.....	150,489
Pinellas.....	1,160,387
Polk.....	747,150
Saint Johns.....	417,930
Santa Rosa.....	132,993
Sarasota.....	511,101
Suwannee.....	99,962
Taylor.....	110,353
Walton.....	86,910
Washington.....	340,664

117B AID TO LOCAL GOVERNMENTS
 LOTUS HOUSE WOMEN'S EMPLOYMENT AND
 EDUCATION PROGRAM
 FROM GENERAL REVENUE FUND 75,000

118 AID TO LOCAL GOVERNMENTS
 GRANTS AND AIDS - VOCATIONAL FORMULA FUNDS
 FROM FEDERAL GRANTS TRUST FUND 72,144,852

TOTAL: PROGRAM: WORKFORCE EDUCATION
 FROM GENERAL REVENUE FUND 325,379,978
 FROM TRUST FUNDS 113,697,324
 TOTAL ALL FUNDS 439,077,302

FLORIDA COLLEGES, DIVISION OF

PROGRAM: FLORIDA COLLEGES

119A AID TO LOCAL GOVERNMENTS
 PERFORMANCE BASED INCENTIVES
 FROM GENERAL REVENUE FUND 7,000,000

Funds in Specific Appropriation 119A shall be provided to colleges for students who earn industry certifications during the 2013-2014 academic year, contingent upon Committee Substitute for Senate Bill 1076, or similar legislation, becoming law. Funding shall be based on students

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

who earn industry certifications in the following occupational areas: automotive service technology, cyber security, cloud virtualization technology, advanced manufacturing, and welding. The Department of Education shall distribute the awards by June 1, 2014 and establish procedures and timelines for colleges to report earned certifications for funding.

120 AID TO LOCAL GOVERNMENTS
 GRANTS AND AIDS - FLORIDA COLLEGE SYSTEM
 PROGRAM FUND
 FROM GENERAL REVENUE FUND 895,873,193

Funds provided in Specific Appropriation 120 are provided for operating funds and approved baccalaureate programs, and shall be allocated as follows:

Brevard Community College.....	33,988,738
Broward College.....	63,205,390
College of Central Florida.....	17,261,528
Chipola College.....	9,065,614
Daytona State College.....	42,145,944
Edison State College.....	22,126,513
Florida State College at Jacksonville.....	63,316,372
Florida Keys Community College.....	5,092,921
Gulf Coast State College.....	17,873,710
Hillsborough Community College.....	42,260,314
Indian River State College.....	39,276,973
Florida Gateway College.....	10,695,998
Lake Sumter Community College.....	10,518,641
State College of Florida, Manatee-Sarasota.....	18,634,034
Miami Dade College.....	143,874,868
North Florida Community College.....	5,314,564
Northwest Florida State College.....	15,640,589
Palm Beach State College.....	44,905,598
Pasco-Hernando Community College.....	18,085,121
Pensacola State College.....	28,766,831
Polk State College.....	20,825,827
Saint Johns River State College.....	15,028,674
Saint Petersburg College.....	55,770,451
Santa Fe College.....	29,375,545
Seminole State College of Florida.....	31,006,353
South Florida State College.....	13,253,399
Tallahassee Community College.....	24,512,987
Valencia College.....	54,049,696

Prior to the disbursement of funds in Specific Appropriations 11 and 120, colleges shall submit an operating budget for the expenditure of these funds as provided in section 1011.30, Florida Statutes. The operating budget shall clearly identify planned expenditures for baccalaureate programs and shall include the sources of funds.

Beginning with the Fall 2013 semester, tuition and fee rates are established for the 2013-2014 fiscal year as follows:

For advanced and professional, postsecondary vocational, college preparatory, and educator preparation institute programs, standard tuition shall be \$71.98 per credit hour for residents. For non-residents, the out-of-state fee shall be \$215.94 per credit hour in addition to the standard tuition of \$71.98 per credit hour.

For baccalaureate degree programs, the standard tuition shall be \$91.79 per credit hour for residents. Nonresident tuition shall be as provided in section 1009.23(3)(b), Florida Statutes.

For programs leading to a career certificate or an applied technology diploma, the standard tuition shall be \$2.33 per contact hour for residents. For nonresidents, the out-of-state fee shall be \$6.99 per contact hour in addition to the standard tuition of \$2.33 per contact hour.

For adult general education programs, a block tuition shall be assessed in the amount of \$45 per half year or \$30 per term for residents. For nonresidents, the out-of-state fee shall be \$135 per half year or \$90 per term, in addition to the standard tuition.

Consistent with sections 1009.22(3)(d) and 1009.23(3)(c), Florida Statutes, if the tuition and out-of-state fees provided herein become law, the statutory increase for inflation shall not be made.

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Pursuant to the provisions of section 1009.26(1), Florida Statutes, Florida colleges may grant fee waivers for programs funded through Workforce Development Education appropriations for up to 8 percent of the fee revenues that would otherwise be collected.

From the funds in Specific Appropriations 11 and 120, each Florida college shall report enrollment for adult general education programs identified in section 1004.02, Florida Statutes, in accordance with the Department of Education instructional hours reporting procedures. The Auditor General shall verify compliance with this requirement during scheduled operational audits of the Florida colleges.

Each Florida college board of trustees is given flexibility to make necessary adjustments to its operating budget. If any board reduces individual programs or projects within the Florida college by more than 10 percent during the 2013-2014 fiscal year, written notification shall be made to the Executive Office of the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Department of Education.

From the funds in Specific Appropriation 120, \$5,000,000 is provided to the colleges to disseminate the Economic Security Report. Each college shall determine the method and formats for disseminating the report, which shall occur no later than December 1, 2013. Colleges shall submit a copy of their plan for distributing the report to the Department of Education, and shall ensure that exceptional students have appropriate access to the report. The Chancellor of the Florida College System shall approve each distribution plan on or before October 1, 2013.

121	SPECIAL CATEGORIES	
	COMMISSION ON COMMUNITY SERVICE	
	FROM GENERAL REVENUE FUND	433,182
122	SPECIAL CATEGORIES	
	GRANTS AND AIDS - FLORIDA VIRTUAL CAMPUS	
	FROM GENERAL REVENUE FUND	13,008,647

Funds provided in Specific Appropriation 122 shall be distributed to the Florida Virtual Campus in the same manner as funds are distributed to the Florida College System institutions as provided in section 1011.81(1), Florida Statutes.

From the funds provided in Specific Appropriation 122 for the Florida Virtual Campus, administrative costs shall not exceed five percent.

123	SPECIAL CATEGORIES	
	GRANTS AND AIDS - FLORIDA'S TWO PLUS TWO	
	PUBLIC AND PRIVATE PARTNERSHIPS	
	FROM GENERAL REVENUE FUND	3,000,000

From the funds in Specific Appropriation 123, \$2,250,000 shall be awarded to eligible public colleges and public universities with partnership articulation agreements to provide 2+2 baccalaureate degree programs at a college during the 2013-2014 academic year. Funding shall be based on the eligible full-time equivalent enrollment in each 2+2 baccalaureate partnership program offered at a college during the 2013-2014 academic year. The participating college and the participating partner university shall receive equal proportions of the per student incentive award. Colleges shall submit applications to the Department of Education requesting funds for eligible programs by April 15, 2014. The department shall distribute the funds to the eligible colleges and partner universities by June 1, 2014.

From the funds in Specific Appropriation 123, \$750,000 shall be awarded as incentive grants to eligible public colleges and public universities to establish new partnership articulation agreements to create 2+2 baccalaureate degree programs at a college during the 2013-2014 and 2014-2015 academic years. The Department of Education shall establish application procedures, guidelines, accountability measures, and timelines for implementation of the new programs and advise all approved applicants accordingly. Funds must be used to support new students and new programs and not to supplant current funding or students.

126	DATA PROCESSING SERVICES	
	NORTHWEST REGIONAL DATA CENTER (NWRDC)	
	FROM GENERAL REVENUE FUND	50,400

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

TOTAL: PROGRAM: FLORIDA COLLEGES	
FROM GENERAL REVENUE FUND	919,365,422
TOTAL ALL FUNDS	919,365,422

STATE BOARD OF EDUCATION

Funds provided in Specific Appropriations 127 through 140 for the Working Capital Trust Fund shall be cost-recovered from funds used to pay data processing services provided in accordance with section 216.272, Florida Statutes.

From the funds provided in Specific Appropriations 127 through 140, the Commissioner of Education shall prepare and provide to the chair of the Senate Committee on Appropriations, the chair of the House Appropriations Committee, and the Executive Office of the Governor on or before October 1, 2013, a report containing the following: the federal indirect cost rate(s) approved to be used for the 12 month period of the 2013-2014 fiscal year and the data on which the rate(s) was established; the estimated amount of funds the approved rate(s) will generate; the proposed expenditure plan for the amount generated; and the June 30, 2013, balance of all unexpended federal indirect cost funds.

APPROVED SALARY RATE	50,077,932	
127	SALARIES AND BENEFITS	1,029,50
	POSITIONS	
	FROM GENERAL REVENUE FUND	18,943,874
	FROM ADMINISTRATIVE TRUST FUND	6,900,035
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND	4,293,969
	FROM DIVISION OF UNIVERSITIES	
	FACILITY CONSTRUCTION	
	ADMINISTRATIVE TRUST FUND	2,859,278
	FROM FEDERAL GRANTS TRUST FUND	14,496,832
	FROM INSTITUTIONAL ASSESSMENT	
	TRUST FUND	2,192,799
	FROM STUDENT LOAN OPERATING TRUST FUND	7,464,314
	FROM NURSING STUDENT LOAN	
	FORGIVENESS TRUST FUND	66,269
	FROM OPERATING TRUST FUND	261,386
	FROM TEACHER CERTIFICATION	
	EXAMINATION TRUST FUND	310,003
	FROM WORKING CAPITAL TRUST FUND	6,732,230
128	OTHER PERSONAL SERVICES	
	FROM GENERAL REVENUE FUND	227,539
	FROM ADMINISTRATIVE TRUST FUND	135,012
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND	89,999
	FROM DIVISION OF UNIVERSITIES	
	FACILITY CONSTRUCTION	
	ADMINISTRATIVE TRUST FUND	40,000
	FROM FEDERAL GRANTS TRUST FUND	1,134,714
	FROM INSTITUTIONAL ASSESSMENT	
	TRUST FUND	94,600
	FROM STUDENT LOAN OPERATING TRUST FUND	250,000
	FROM OPERATING TRUST FUND	35,101
	FROM WORKING CAPITAL TRUST FUND	55,480
129	EXPENSES	
	FROM GENERAL REVENUE FUND	2,434,998
	FROM ADMINISTRATIVE TRUST FUND	1,409,611
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND	638,908
	FROM EDUCATIONAL MEDIA AND TECHNOLOGY TRUST FUND	133,426
	FROM DIVISION OF UNIVERSITIES	
	FACILITY CONSTRUCTION	
	ADMINISTRATIVE TRUST FUND	868,681
	FROM FEDERAL GRANTS TRUST FUND	2,934,458
	FROM GRANTS AND DONATIONS TRUST FUND	50,000
	FROM INSTITUTIONAL ASSESSMENT	
	TRUST FUND	847,401

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

	FROM STUDENT LOAN OPERATING TRUST FUND	2,021,981	
	FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND	39,050	
	FROM OPERATING TRUST FUND	433,183	
	FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND	25,183	
	FROM WORKING CAPITAL TRUST FUND	737,894	
130	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	45,970	
	FROM ADMINISTRATIVE TRUST FUND	145,428	
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND	31,440	
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND	15,000	
	FROM FEDERAL GRANTS TRUST FUND	778,834	
	FROM INSTITUTIONAL ASSESSMENT TRUST FUND	16,375	
	FROM STUDENT LOAN OPERATING TRUST FUND	518,200	
	FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND	6,000	
	FROM OPERATING TRUST FUND	5,000	
	FROM WORKING CAPITAL TRUST FUND	47,921	
131	SPECIAL CATEGORIES		
	ASSESSMENT AND EVALUATION		
	FROM GENERAL REVENUE FUND	42,551,419	
	FROM ADMINISTRATIVE TRUST FUND	3,500,000	
	FROM FEDERAL GRANTS TRUST FUND	26,120,008	
	FROM STUDENT LOAN OPERATING TRUST FUND	750,000	
	FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND	12,544,268	
132	SPECIAL CATEGORIES		
	TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS		
	FROM GENERAL REVENUE FUND	411,928	
133	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	520,076	
	FROM ADMINISTRATIVE TRUST FUND	339,750	
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND	2,474,688	
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND	238,200	
	FROM FEDERAL GRANTS TRUST FUND	1,699,970	
	FROM GRANTS AND DONATIONS TRUST FUND	50,000	
	FROM INSTITUTIONAL ASSESSMENT TRUST FUND	219,134	
	FROM STUDENT LOAN OPERATING TRUST FUND	9,955,478	
	FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND	41,188	
	FROM OPERATING TRUST FUND	64,193	
	FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND	2,000	
	FROM WORKING CAPITAL TRUST FUND	149,249	
134	SPECIAL CATEGORIES		
	EDUCATIONAL FACILITIES RESEARCH AND DEVELOPMENT PROJECTS		
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND	200,000	
135	SPECIAL CATEGORIES		
	STUDENT FINANCIAL ASSISTANCE MANAGEMENT INFORMATION SYSTEM		
	FROM STUDENT LOAN OPERATING TRUST FUND	259,845	

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

136	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	140,470	
	FROM ADMINISTRATIVE TRUST FUND		62,908
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND		41,460
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND		17,159
	FROM FEDERAL GRANTS TRUST FUND		115,355
	FROM INSTITUTIONAL ASSESSMENT TRUST FUND		8,440
	FROM STUDENT LOAN OPERATING TRUST FUND		100,990
	FROM OPERATING TRUST FUND		4,360
	FROM WORKING CAPITAL TRUST FUND		37,453
137	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	142,042	
	FROM ADMINISTRATIVE TRUST FUND		24,986
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND		20,752
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND		13,668
	FROM FEDERAL GRANTS TRUST FUND		85,997
	FROM INSTITUTIONAL ASSESSMENT TRUST FUND		6,014
	FROM STUDENT LOAN OPERATING TRUST FUND		51,544
	FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND		356
	FROM OPERATING TRUST FUND		3,371
	FROM WORKING CAPITAL TRUST FUND		30,976
138	DATA PROCESSING SERVICES		
	EDUCATION TECHNOLOGY AND INFORMATION SERVICES		
	FROM GENERAL REVENUE FUND	15,396,830	
	FROM ADMINISTRATIVE TRUST FUND		1,406,973
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND		724,429
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND		419,206
	FROM FEDERAL GRANTS TRUST FUND		2,398,499
	FROM INSTITUTIONAL ASSESSMENT TRUST FUND		167,197
	FROM STUDENT LOAN OPERATING TRUST FUND		2,838,589
	FROM OPERATING TRUST FUND		126,183
	FROM WORKING CAPITAL TRUST FUND		846,063
139	DATA PROCESSING SERVICES		
	SOUTHWOOD SHARED RESOURCE CENTER		
	FROM GENERAL REVENUE FUND	118,760	
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND		9,161
	FROM FEDERAL GRANTS TRUST FUND		16,744
	FROM STUDENT LOAN OPERATING TRUST FUND		99,206
140	DATA PROCESSING SERVICES		
	NORTHWEST REGIONAL DATA CENTER (NRDC)		
	FROM GENERAL REVENUE FUND	1,422,560	
	FROM ADMINISTRATIVE TRUST FUND		78,680
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND		825
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND		1,832
	FROM FEDERAL GRANTS TRUST FUND		42,566

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

FROM STUDENT LOAN OPERATING TRUST FUND	691,374	
FROM WORKING CAPITAL TRUST FUND	1,811,215	
TOTAL: STATE BOARD OF EDUCATION FROM GENERAL REVENUE FUND	82,356,466	
FROM TRUST FUNDS		130,028,497
TOTAL POSITIONS	1,029.50	
TOTAL ALL FUNDS		212,384,963

UNIVERSITIES, DIVISION OF

PROGRAM: EDUCATIONAL AND GENERAL ACTIVITIES

Funds in Specific Appropriations 12 through 16 and 142 through 150 are provided as grants and aids to support the operation of state universities. Funds provided to each university are contingent upon that university following the provisions of chapters 1000 through 1013, Florida Statutes, which relate to state universities. Any withholding of funds pursuant to this provision shall be subject to the approval of the Legislative Budget Commission.

141 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - MOFFITT CANCER CENTER AND RESEARCH INSTITUTE		
FROM GENERAL REVENUE FUND	10,576,930	

Funds in Specific Appropriation 141 may be transferred to the Agency for Health Care Administration and used as state matching funds for Moffitt's participation in the Low Income Pool or the application of Medicaid inpatient and outpatient rate adjustments applied to the H. Lee Moffitt Cancer Center and Research Institute and other Medicaid reductions to its rates up to the actual Medicaid inpatient and outpatient costs. In the event that enhanced Medicaid funding is not implemented by the Agency for Health Care Administration, these funds shall remain appropriated to the H. Lee Moffitt Cancer Center and Research Institute to continue the original purpose of providing research and education related to cancer.

142 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - EDUCATION AND GENERAL ACTIVITIES		
FROM GENERAL REVENUE FUND	1,491,641,935	
FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND		1,684,518,143
FROM PHOSPHATE RESEARCH TRUST FUND		5,029,456

The funds provided in Specific Appropriations 142 through 150 from the Education and General Student and Other Fees Trust Fund are the only budget authority provided in this act for the 2013-2014 fiscal year to the named universities to expend tuition and fees that are collected during the 2013-2014 fiscal year and carried forward from the prior fiscal year and that are appropriated into local accounts pursuant to section 1011.4106, Florida Statutes. The expenditure of tuition and fee revenues from local accounts by each university shall not exceed the authority provided by these specific appropriations, unless approved pursuant to the provisions of chapter 216, Florida Statutes.

General Revenue funds provided in Specific Appropriations 142 through 150 to each of the named universities are contingent upon each university complying with the tuition and fee policies established in the proviso language attached to Specific Appropriation 142, and with the tuition and fee policies for state universities included in Part II of chapter 1009, Florida Statutes. However, the funds appropriated to a specific university shall not be affected by the failure of another university to comply with this provision.

Funds in Specific Appropriations 12 through 16 and 142 through 150 shall be expended in accordance with operating budgets that must be approved by each university's board of trustees.

Funds in Specific Appropriation 142 from the General Revenue Fund shall be allocated as follows:

University of Florida	280,260,464
Florida State University	241,509,996
Florida A&M University	80,787,265

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

University of South Florida	169,162,225
University of South Florida, St. Petersburg	20,836,751
University of South Florida, Sarasota/Manatee	10,198,984
Florida Atlantic University	115,692,116
University of West Florida	60,520,910
University of Central Florida	198,929,495
Florida International University	152,087,384
University of North Florida	62,438,963
Florida Gulf Coast University	42,656,727
New College of Florida	15,315,095
Florida Polytechnic University	11,235,560
Performance Funding for State Universities	30,000,000

Funds in Specific Appropriation 142 from the Education and General Student and Other Fees Trust Fund shall be allocated as follows:

University of Florida	331,613,152
Florida State University	227,328,903
Florida A&M University	74,314,295
University of South Florida	192,812,397
University of South Florida, St. Petersburg	17,223,111
University of South Florida, Sarasota/Manatee	8,098,325
Florida Atlantic University	127,253,432
University of West Florida	53,593,743
University of Central Florida	273,532,487
Florida International University	238,324,962
University of North Florida	71,743,723
Florida Gulf Coast University	62,426,337
New College of Florida	6,253,276

Beginning with the Fall 2013 semester, undergraduate tuition is established at \$103.32 per credit hour for the 2013-2014 Fiscal Year.

Consistent with section 1009.24(4)(b), Florida Statutes, if the resident undergraduate tuition provided herein becomes law, the statutory increase for inflation shall not be made.

Tuition for graduate and professional programs and out-of-state fees for all programs shall be established pursuant to section 1009.24, Florida Statutes. No state university may receive General Revenue funding associated with the enrollment of out-of-state students.

Each university board of trustees is given flexibility to make necessary adjustments to its operating budget. If any board reduces individual programs or projects within the university by more than 10 percent during the 2013-2014 fiscal year, written notification shall be made to the Executive Office of the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Board of Governors.

Pursuant to section 1011.90, Florida Statutes, the development of these appropriations was based on the planned enrollment for each university as submitted by the Board of Governors on March 24, 2013.

Funds in Specific Appropriation 142 from the Phosphate Research Trust Fund are provided for the Florida Polytechnic University.

From the funds in Specific Appropriation 142, \$1,000,000 from the General Revenue Fund is provided to the University of West Florida to continue to expand the components of the Economic Security Report under the direction of the Haas Center. From the \$1,000,000, \$389,000 is provided for the collegemeasures.org contract; \$142,500 is for the Haas Center for administration and development of the project; and \$427,500 is provided for dissemination of the Economic Security Report in printed and other formats to expand coverage to interested parties including, but not limited to, Department of Juvenile Justice facilities, private schools, and home education students. The remaining \$50,000 shall be allocated to serve and support exceptional student participation in the project.

144 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - IFAS (INSTITUTE OF FOOD AND AGRICULTURAL SCIENCE)	
FROM GENERAL REVENUE FUND	124,132,540

145 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - UNIVERSITY OF SOUTH FLORIDA MEDICAL CENTER	
FROM GENERAL REVENUE FUND	56,430,565

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

	FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND	54,925,263	
146	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - UNIVERSITY OF FLORIDA HEALTH CENTER FROM GENERAL REVENUE FUND	90,761,440	
	FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND	38,463,434	
147	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - FLORIDA STATE UNIVERSITY MEDICAL SCHOOL FROM GENERAL REVENUE FUND	33,464,831	
	FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND	11,572,716	
148	AID TO LOCAL GOVERNMENTS UNIVERSITY OF CENTRAL FLORIDA MEDICAL SCHOOL FROM GENERAL REVENUE FUND	24,251,830	
	FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND	10,547,071	
149	AID TO LOCAL GOVERNMENTS FLORIDA INTERNATIONAL UNIVERSITY MEDICAL SCHOOL FROM GENERAL REVENUE FUND	28,286,274	
	FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND	12,532,971	
150	AID TO LOCAL GOVERNMENTS FLORIDA ATLANTIC UNIVERSITY MEDICAL SCHOOL FROM GENERAL REVENUE FUND	13,023,468	
	FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND	6,158,280	
151	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - STUDENT FINANCIAL ASSISTANCE FROM GENERAL REVENUE FUND	7,140,378	
A minimum of 75 percent of the funds provided in Specific Appropriation 151 shall be allocated for need-based financial aid.			
Funds in Specific Appropriation 151 shall be allocated as follows:			
	University of Florida.....	1,737,381	
	Florida State University.....	1,467,667	
	Florida A&M University.....	624,417	
	University of South Florida.....	801,368	
	Florida Atlantic University.....	399,658	
	University of West Florida.....	157,766	
	University of Central Florida.....	858,405	
	Florida International University.....	540,666	
	University of North Florida.....	200,570	
	Florida Gulf Coast University.....	98,073	
	New College of Florida.....	204,407	
	Florida Polytechnic University.....	50,000	
152	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - INSTITUTE FOR HUMAN AND MACHINE COGNITION FROM GENERAL REVENUE FUND	2,739,184	
154	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	20,216,792	
	FROM PHOSPHATE RESEARCH TRUST FUND	3,988	
155	SPECIAL CATEGORIES GRANTS AND AIDS - FLORIDA VIRTUAL CAMPUS FROM GENERAL REVENUE FUND	13,008,647	
From the funds provided in Specific Appropriation 155 for the Florida Virtual Campus, administrative costs shall not exceed five percent.			

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

TOTAL: PROGRAM: EDUCATIONAL AND GENERAL ACTIVITIES			
	FROM GENERAL REVENUE FUND	1,915,674,814	
	FROM TRUST FUNDS		1,823,751,322
	TOTAL ALL FUNDS		3,739,426,136
BOARD OF GOVERNORS			
	APPROVED SALARY RATE	3,910,391	
156	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	52.00	
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND	4,310,801	
From the funds provided in Specific Appropriation 156, the state funded portion of salaries for each employee of the Board of Governors shall not exceed \$200,000.			
157	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	49,373	
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND		15,000
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		5,000
158	EXPENSES FROM GENERAL REVENUE FUND	548,977	
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND		259,799
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		12,000
159	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	11,782	
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND		5,950
160	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	105,567	
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND		20,000
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		3,000
161	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	16,271	
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND		2,123
162	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM GENERAL REVENUE FUND		23,911
TOTAL: BOARD OF GOVERNORS			
	FROM GENERAL REVENUE FUND	5,066,682	
	FROM TRUST FUNDS		983,625
	TOTAL POSITIONS	52.00	
	TOTAL ALL FUNDS		6,050,307

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

TOTAL OF SECTION 2

FROM GENERAL REVENUE FUND	14,298,732,229	
FROM TRUST FUNDS		6,005,666,904
TOTAL POSITIONS	2,405.25	
TOTAL ALL FUNDS		20,304,399,133
TOTAL: EDUCATION, DEPARTMENT OF (SECTIONS 1 AND 2)		
EDUCATION/EARLY LEARNING		
FROM GENERAL REVENUE FUND	556,580,837	
FROM TRUST FUNDS		448,185,242
EDUCATION/PUBLIC SCHOOLS		
FROM GENERAL REVENUE FUND	10,442,925,796	
FROM TRUST FUNDS		2,682,946,575
EDUCATION/COMM COLLEGES		
FROM GENERAL REVENUE FUND	919,365,422	
FROM TRUST FUNDS		180,808,060
EDUCATION/UNIVERSITIES		
FROM GENERAL REVENUE FUND	1,915,674,814	
FROM TRUST FUNDS		2,069,490,417
EDUCATION/OTHER		
FROM GENERAL REVENUE FUND	464,185,360	
FROM TRUST FUNDS		2,252,936,610
EDUCATION RECAP		
FROM GENERAL REVENUE FUND	14,298,732,229	
FROM TRUST FUNDS		7,634,366,904
TOTAL POSITIONS	2,405.25	
TOTAL ALL FUNDS		21,933,099,133
TOTAL APPROVED SALARY RATE	104,323,051	

SECTION 3 - HUMAN SERVICES

SPECIFIC APPROPRIATION

The moneys contained herein are appropriated from the named funds to the Agency for Health Care Administration, Agency for Persons with Disabilities, Department of Children and Families, Department of Elder Affairs, Department of Health, and the Department of Veterans' Affairs as the amounts to be used to pay the salaries, other operational expenditures and fixed capital outlay of the named agencies.

AGENCY FOR HEALTH CARE ADMINISTRATION

PROGRAM: ADMINISTRATION AND SUPPORT

APPROVED SALARY RATE	12,009,200	
163 SALARIES AND BENEFITS	250.00	
FROM GENERAL REVENUE FUND		2,777,172
FROM ADMINISTRATIVE TRUST FUND		12,779,798
164 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND	79,599	
FROM ADMINISTRATIVE TRUST FUND		634,851
FROM MEDICAL CARE TRUST FUND		175,009
165 EXPENSES		
FROM GENERAL REVENUE FUND	150,680	
FROM ADMINISTRATIVE TRUST FUND		2,810,638
FROM MEDICAL CARE TRUST FUND		6,781
166 OPERATING CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND	180,923	
FROM ADMINISTRATIVE TRUST FUND		514,701
166A LUMP SUM		
LITIGATION EXPENSES		
FROM ADMINISTRATIVE TRUST FUND		1,112,422
FROM MEDICAL CARE TRUST FUND		1,112,422
167 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND	230,010	
FROM ADMINISTRATIVE TRUST FUND		2,150,610
FROM MEDICAL CARE TRUST FUND		930,634
168 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND	33,820	
FROM ADMINISTRATIVE TRUST FUND		262,937
169 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM GENERAL REVENUE FUND	18,346	
FROM ADMINISTRATIVE TRUST FUND		193,114
170 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
FROM GENERAL REVENUE FUND	23,437	
FROM ADMINISTRATIVE TRUST FUND		73,728
171 DATA PROCESSING SERVICES		
TECHNOLOGY RESOURCE CENTER - DEPARTMENT OF MANAGEMENT SERVICES		
FROM ADMINISTRATIVE TRUST FUND		647,765
172 DATA PROCESSING SERVICES		
SOUTHWOOD SHARED RESOURCE CENTER		
FROM ADMINISTRATIVE TRUST FUND		24,965
173 DATA PROCESSING SERVICES		
NORTHWOOD SHARED RESOURCE CENTER		
FROM ADMINISTRATIVE TRUST FUND		772,339

SECTION 3 - HUMAN SERVICES

TOTAL: PROGRAM: ADMINISTRATION AND SUPPORT		
FROM GENERAL REVENUE FUND	3,493,987	
FROM TRUST FUNDS		24,202,714
TOTAL POSITIONS	250.00	
TOTAL ALL FUNDS		27,696,701

PROGRAM: HEALTH CARE SERVICES

CHILDREN'S SPECIAL HEALTH CARE

Funds in Specific Appropriations 174 through 179 are provided to operate the Florida KidCare Program. The Executive Office of the Governor may authorize transfer of these resources between programs or agencies pursuant to chapter 216, Florida Statutes, based on projections from the Social Services Estimating Conference.

The agency is authorized to seek any necessary state plan amendment to implement additional Title XXI administrative claiming for school health services.

174 SPECIAL CATEGORIES		
GRANTS AND AIDS - FLORIDA HEALTHY KIDS CORPORATION		
FROM GENERAL REVENUE FUND	4,115,718	
FROM TOBACCO SETTLEMENT TRUST FUND		65,154,585
FROM MEDICAL CARE TRUST FUND		169,886,443

Funds in Specific Appropriations 174 and 174 are provided to contract with the Florida Healthy Kids Corporation to provide comprehensive health insurance coverage, including dental services, to Title XXI children eligible under the Florida KidCare Program and pursuant to section 624.91, Florida Statutes. The corporation shall use local funds to serve non-Title XXI children that are eligible for the program pursuant to section 624.91(3)(b), Florida Statutes. The corporation shall return unspent local funds collected in Fiscal Year 2012-2013 to provide premium assistance for non-Title XXI eligible children based on a formula developed by the corporation.

Funds in Specific Appropriation 174, 177, 178, and 179 reflect a reduction of \$18,153,658 from the General Revenue Fund and \$44,504,579 from the Medical Care Trust Fund based on a transfer of children under 138 percent of the Federal Poverty Level transitioning from the Title XXI Children's Health Insurance Program (CHIP) to the Title XIX Medicaid Program, as authorized by the Federal Affordable Care Act.

175 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND	565,852	
FROM TOBACCO SETTLEMENT TRUST FUND		704,548
FROM GRANTS AND DONATIONS TRUST FUND		391,572
FROM MEDICAL CARE TRUST FUND		3,154,539

176 SPECIAL CATEGORIES		
GRANTS AND AIDS - CONTRACTED SERVICES - FLORIDA HEALTHY KIDS ADMINISTRATION		
FROM GENERAL REVENUE FUND	1,385,084	
FROM TOBACCO SETTLEMENT TRUST FUND		3,946,147
FROM MEDICAL CARE TRUST FUND		13,070,463

177 SPECIAL CATEGORIES		
GRANTS AND AIDS - FLORIDA HEALTHY KIDS CORPORATION DENTAL SERVICES		
FROM GENERAL REVENUE FUND	7,801,132	
FROM MEDICAL CARE TRUST FUND		19,126,107

Funds in Specific Appropriation 177 are provided for Florida Healthy Kids dental services to be paid a monthly premium of no more than \$12.57 per member per month.

178 SPECIAL CATEGORIES		
MEDIKIDS		
FROM GENERAL REVENUE FUND	2,970,185	
FROM TOBACCO SETTLEMENT TRUST FUND		9,571,956
FROM GRANTS AND DONATIONS TRUST FUND		12,638,709

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FROM MEDICAL CARE TRUST FUND		30,752,524
179 SPECIAL CATEGORIES		
CHILDREN'S MEDICAL SERVICES NETWORK		
FROM GENERAL REVENUE FUND	21,248,228	
FROM TOBACCO SETTLEMENT TRUST FUND		15,619,174
FROM GRANTS AND DONATIONS TRUST FUND		2,337,513
FROM MEDICAL CARE TRUST FUND		90,384,527
TOTAL: CHILDREN'S SPECIAL HEALTH CARE		
FROM GENERAL REVENUE FUND	38,086,199	
FROM TRUST FUNDS		436,738,807
TOTAL ALL FUNDS		474,825,006

EXECUTIVE DIRECTION AND SUPPORT SERVICES

From the funds in Specific Appropriations 180 through 194, any requests pursuant to chapter 216, Florida Statutes, by the Agency for Health Care Administration to increase budget authority to use increased federal reimbursement to expand supplemental payments through Low Income Pool (LIP) provisions or make rate adjustments to hospitals' DRG rates shall be contingent upon the availability of state match from existing state funds or local sources that do not increase the current requirement for state general revenue or tobacco settlement funds. The agency is authorized to seek federal Medicaid waivers as necessary to implement this provision.

From the funds in Specific Appropriations 180 through 194, the agency is authorized to contract on a contingency fee basis for post-audit claims analyses to identify and recover overpayments for the Medicaid program. The state may pay the contractor a rate based on recoveries.

APPROVED SALARY RATE	31,490,317	
180 SALARIES AND BENEFITS POSITIONS	746.00	
FROM GENERAL REVENUE FUND		2,656,324
FROM MEDICAL CARE TRUST FUND		39,452,509
181 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND	1,774,139	
FROM MEDICAL CARE TRUST FUND		22,517,936
182 EXPENSES		
FROM GENERAL REVENUE FUND	899,820	
FROM MEDICAL CARE TRUST FUND		6,733,735
183 OPERATING CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND	45,391	
FROM MEDICAL CARE TRUST FUND		221,266
184 LUMP SUM		
INTERNATIONAL CLASSIFICATION OF DISEASE-10TH REVISION PROJECT		
FROM MEDICAL CARE TRUST FUND		6,902,813
185 LUMP SUM		
ENROLLMENT BROKER SERVICES		
FROM MEDICAL CARE TRUST FUND		19,574,560
186 SPECIAL CATEGORIES		
PHARMACEUTICAL EXPENSE ASSISTANCE		
FROM GENERAL REVENUE FUND	50,000	
187 SPECIAL CATEGORIES		
TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS		
FROM GENERAL REVENUE FUND	54,645	
FROM MEDICAL CARE TRUST FUND		54,645
188 SPECIAL CATEGORIES		
CONTRACT NURSING HOME AUDIT PROGRAM		
FROM GENERAL REVENUE FUND	827,653	
FROM MEDICAL CARE TRUST FUND		1,129,095

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189	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	18,638,650	
	FROM GRANTS AND DONATIONS TRUST FUND		1,070,535
	FROM MEDICAL CARE TRUST FUND		49,725,486
	From the funds in Specific Appropriations 189, \$1,000,000 in nonrecurring medical care trust funds are for the implementation of Florida Diagnostic Related Groups (DRG) for hospital inpatient services under Medicaid.		
189A	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	50,000	
190	SPECIAL CATEGORIES MEDICAID FISCAL CONTRACT		
	FROM GENERAL REVENUE FUND	20,680,291	
	FROM MEDICAL CARE TRUST FUND		55,115,954
	FROM REFUGEE ASSISTANCE TRUST FUND		121,329
191	SPECIAL CATEGORIES MEDICAID PEER REVIEW		
	FROM GENERAL REVENUE FUND	1,093,903	
	FROM MEDICAL CARE TRUST FUND		4,403,348
192	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	333,599	
	FROM MEDICAL CARE TRUST FUND		556,670
193	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	26,165	
	FROM MEDICAL CARE TRUST FUND		180,781
194	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	93,415	
	FROM MEDICAL CARE TRUST FUND		178,211
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES		
	FROM GENERAL REVENUE FUND	47,223,995	
	FROM TRUST FUNDS		207,938,873
	TOTAL POSITIONS	746.00	
	TOTAL ALL FUNDS		255,162,868
	MEDICAID SERVICES TO INDIVIDUALS		
195	SPECIAL CATEGORIES ADULT VISION AND HEARING SERVICES		
	FROM GENERAL REVENUE FUND	7,287,942	
	FROM MEDICAL CARE TRUST FUND		15,992,069
	FROM REFUGEE ASSISTANCE TRUST FUND		514,132
196	SPECIAL CATEGORIES CASE MANAGEMENT		
	FROM GENERAL REVENUE FUND	50,722,366	
	FROM MEDICAL CARE TRUST FUND		73,091,733
	FROM REFUGEE ASSISTANCE TRUST FUND		88,124
	From the funds in Specific Appropriation 196 \$1,088,797 from the Medical Care Trust Fund is provided for Medicaid reimbursable services that support children enrolled in contracted medical foster care programs under the Department of Health. This funding is contingent upon the availability of state matching funds in the Department of Health in Specific Appropriation 554.		
197	SPECIAL CATEGORIES THERAPEUTIC SERVICES FOR CHILDREN		
	FROM GENERAL REVENUE FUND	93,771,239	
	FROM MEDICAL CARE TRUST FUND		200,648,898
	FROM REFUGEE ASSISTANCE TRUST FUND		2,024

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198	SPECIAL CATEGORIES COMMUNITY MENTAL HEALTH SERVICES		
	FROM GENERAL REVENUE FUND		30,859,080
	FROM MEDICAL CARE TRUST FUND		76,530,256
	From the funds in Specific Appropriation 198, the agency is authorized to work with the Department of Children and Family Services and Florida county governments to develop a local match program to fund these Medicaid specialized substance abuse services using local county funds. The public funds required to match the Medicaid funds for these specialized substance abuse services are limited to those funds that are local public tax revenues and are made available to the state for this purpose. As required by Medicaid policy, participating counties shall make these services available to any qualified Florida Medicaid beneficiary regardless of county of residence. Payment for these services is contingent upon the local matching funds being provided by participating counties.		
	From the funds in Specific Appropriation 198, \$4,839,100 from the Medical Care Trust Fund is provided for Medicaid specialized mental health services. The agency is authorized to seek any necessary state plan amendment or federal waiver required to include mental health services for juveniles in the evidence based redirection program at the Department of Juvenile Justice. The agency is authorized to work with the department to develop a match program to fund Medicaid specialized mental health services using existing funding within the Department of Juvenile Justice. Payment for these services is contingent upon the availability of state matching funds in the Department of Juvenile Justice in Specific Appropriation 1091.		
199	SPECIAL CATEGORIES ADULT DENTAL SERVICES		
	FROM GENERAL REVENUE FUND	14,161,905	
	FROM MEDICAL CARE TRUST FUND		20,103,532
	FROM REFUGEE ASSISTANCE TRUST FUND		386,197
200	SPECIAL CATEGORIES DEVELOPMENTAL EVALUATION AND INTERVENTION/ PART C		
	FROM MEDICAL CARE TRUST FUND		9,611,211
	FROM REFUGEE ASSISTANCE TRUST FUND		598
	Funds in Specific Appropriation 200 are contingent on the of state match being provided in Specific Appropriation 554.		
201	SPECIAL CATEGORIES EARLY AND PERIODIC SCREENING OF CHILDREN		
	FROM GENERAL REVENUE FUND	133,788,069	
	FROM MEDICAL CARE TRUST FUND		220,036,906
	FROM REFUGEE ASSISTANCE TRUST FUND		341,347
202	SPECIAL CATEGORIES GRANTS AND AIDS - RURAL HOSPITAL FINANCIAL ASSISTANCE PROGRAM		
	FROM GENERAL REVENUE FUND	1,220,185	
	FROM GRANTS AND DONATIONS TRUST FUND		3,794,499
	FROM MEDICAL CARE TRUST FUND		5,370,577
	Funds in Specific Appropriation 202 are provided for a federally matched Rural Hospital Disproportionate Share program and a state funded Rural Hospital Financial Assistance program as provided in section 409.9116, Florida Statutes.		
	From the funds in Specific Appropriation 202, the funding distributions of the Medicaid Supplemental Hospital Funding Programs for the 2013-2014 fiscal year are incorporated by reference. The actual and proportionate distributions displayed in this document are the basis for the appropriations made in the General Appropriations Act.		
203	SPECIAL CATEGORIES FAMILY PLANNING		
	FROM GENERAL REVENUE FUND	1,887,794	
	FROM MEDICAL CARE TRUST FUND		22,941,992
	FROM REFUGEE ASSISTANCE TRUST FUND		55,362

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204	SPECIAL CATEGORIES		
	GRANTS AND AIDS - SHANDS TEACHING HOSPITAL		
	FROM GENERAL REVENUE FUND	9,673,569	

The funds in Specific Appropriation 204, shall be designated for transfer to the Agency for Health Care Administration's Grants and Donations Trust Fund for use in the Medicaid program. Of these funds, up to \$3,820,670 may be used for Low Income Pool payments or for adjustments to the DRG and outpatient rates set by the Agency. Should the Agency for Health Care Administration be unable to use the full amount of these designated funds, remaining funds may be used for payments to Shands Teaching Hospital to continue the original purpose of supporting health care services to indigent patients through Shands Healthcare System.

205	SPECIAL CATEGORIES		
	HEALTHY START SERVICES		
	FROM MEDICAL CARE TRUST FUND		23,641,947

206	SPECIAL CATEGORIES		
	HOME HEALTH SERVICES		
	FROM GENERAL REVENUE FUND	72,189,495	
	FROM MEDICAL CARE TRUST FUND		102,483,644
	FROM REFUGEE ASSISTANCE TRUST FUND		252,413

From the funds in Specific Appropriation 206, \$88,138 from the General Revenue Fund, \$125,116 from the Medical Care Trust Fund, and \$308 from the Refugee Assistance Trust Fund are provided for a rate increase for Home Health Services provided by Licensed Practical Nurses.

207	SPECIAL CATEGORIES		
	HOSPICE SERVICES		
	FROM GENERAL REVENUE FUND	73,471,065	
	FROM HEALTH CARE TRUST FUND		42,000,000
	FROM GRANTS AND DONATIONS TRUST FUND		17,871,223
	FROM MEDICAL CARE TRUST FUND		189,286,041

From the funds in Specific Appropriation 207, \$17,871,223 from the Grants and Donations Trust Fund and \$25,369,094 from the Medical Care Trust Fund are provided to buy back hospice rate reductions, effective on or after January 1, 2008, and are contingent on the nonfederal share being provided through nursing home quality assessments. Authority is granted to buy back rate reductions up to, but no higher than, the amounts available under the budgeted authority in this line. In the event that the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to continue reimbursements at the higher amount.

207A	SPECIAL CATEGORIES		
	GRADUATE MEDICAL EDUCATION		
	FROM GENERAL REVENUE FUND	33,399,000	
	FROM MEDICAL CARE TRUST FUND		47,411,550

208	SPECIAL CATEGORIES		
	HOSPITAL INPATIENT SERVICES		
	FROM GENERAL REVENUE FUND	328,366,405	
	FROM GRANTS AND DONATIONS TRUST FUND		600,194,265
	FROM MEDICAL CARE TRUST FUND		2,012,667,118
	FROM PUBLIC MEDICAL ASSISTANCE TRUST FUND		441,860,000
	FROM REFUGEE ASSISTANCE TRUST FUND		4,322,375

From the funds in Specific Appropriation 208, \$61,382,891 from the Medical Care Trust Fund is provided to the Agency for Health Care Administration to fund services for children in the Statewide Inpatient Psychiatric Program. The program shall be designed to permit limits on services, prior authorization of services, and selective provider enrollment. The program must also include monitoring and quality assurance, as well as discharge planning and continuing stay reviews, of all children admitted to the program. The funding is contingent upon the availability of state matching funds in the Department of Children and Family Services in Specific Appropriations 340 and 363.

From the funds in Specific Appropriation 208, the funding

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distributions of the Medicaid Supplemental Hospital Funding Programs for the 2013-2014 fiscal year are incorporated by reference. The actual and proportionate distributions displayed in this document are the basis for the appropriations made in the General Appropriations Act.

Funds in Specific Appropriation 208, are contingent upon the nonfederal share being provided through grants and donations from state, county or other governmental funds. In the event the state share provided through grants and donations is not sufficient to fund the DRG rate adjustments displayed in the Medicaid Supplemental Hospital Funding Programs for Fiscal Year 2013-2014, the Agency for Health Care Administration shall submit a revised hospital reimbursement plan to the Legislative Budget Commission for approval.

From the funds in Specific Appropriation 208, the Agency for Health Care Administration may establish a global fee for bone marrow transplants and the global fee payment shall be paid to approved bone marrow transplant providers that provide bone marrow transplants to Medicaid beneficiaries.

From the funds in Specific Appropriations 208 and 222, \$2,808,024 from the Grants and Donations Trust Fund and \$3,835,042 from the Medical Care Trust Fund are provided to make Medicaid payments for multi-visceral transplant and intestine transplants in Florida. The agency shall establish a reasonable global fee for these transplant procedures and the payments shall be used to pay approved multi-visceral transplant and intestine transplant facilities a global fee for providing transplant services to Medicaid beneficiaries. Payment of the global fee is contingent upon the nonfederal share being provided through grants and donations from state, county or other governmental funds. The agency is authorized to seek any federal waiver or state plan amendment necessary to implement this provision.

Funds in Specific Appropriation 208, are provided to allow for rate adjustments to the DRG rate for any hospital that has local funds available for intergovernmental transfers. Of the federal match received for transfers donated to make hospital-specific rate adjustments pursuant to this paragraph, 45 percent shall be used by the agency to fund an increase in the base rate for all hospitals. The payments under this proviso are contingent upon the state share being provided through grants and donations from state, county, or other governmental funds.

Contingent upon federal approval, the Agency for Health Care Administration shall use Certified Public Expenditures (CPEs) as the financing mechanism to claim additional Federal Financial Participation (FFP) retrospectively for the reimbursement of prior year uncompensated care costs for Jackson Health System (JHS) in excess of the Low Income Pool (LIP) payments resulting from the reconciliation process for the state fiscal years determined to be allowable under federal regulation. The FFP claimed for JHS uncompensated costs would be in addition to the \$1 billion (total computable) for the LIP and would not impact prior year LIP payments or IGTs. The CPE cost would be based on JHS's allowable Medicaid hospital costs as identified on Medicare/Medicaid 2552-96 cost reports. The methodology for computing such costs would be in accordance with the hospital cost determination methodology as authorized by the federal Centers for Medicare and Medicaid Services. The agency shall submit this methodology to CMS no later than June 30, 2013. AHCA is authorized and directed to implement such payment methods as long as these retrospective payments do not result in a requirement for additional state matching funds, IGTs or redistribution of prior year LIP payments.

From the funds in Specific Appropriations 208 and 213, the Agency for Health Care Administration shall implement a process to reconcile the difference between the amount of intergovernmental transfers used by or on behalf of individual hospitals' Medicaid inpatient and outpatient rate adjustments. Reconciliations may be incorporated in Letters of Agreement for intergovernmental transfers for 2013-2014 state fiscal year.

From the funds provided in Specific Appropriation 208, \$4,133,000 from the General Revenue Fund and \$5,867,000 from the Medical Care Trust Fund are provided to increase the DRG baseline payments for hospitals that are designated as rural hospitals under section 395.602(2)(e), Florida Statutes. The Agency for Health Care Administration shall implement this adjustment while maintaining budget neutrality.

From the funds provided in Specific Appropriation 208, the Agency for

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Health Care Administration shall implement an adjustment to increase rates for neonatal and pediatric DRGs with severity levels of 3 or greater by a factor of 1.3. The agency shall implement this adjustment while maintaining budget neutrality.

From the funds in Specific Appropriation 208, \$807,535 in nonrecurring funds from the General Revenue Fund and \$1,146,336 in nonrecurring funds from the Medical Care Trust Fund are provided to allow for exemptions from inpatient reimbursement ceilings for any hospital that is classified as a sole community hospital under 42 C.F.R. section 412.92, is situated in a county with a population of not less than 75,000 according to the 2010 U.S. Census, but is not classified as a rural hospital under section 395.602, Florida Statutes. The Medicaid Supplemental Hospital Funding Programs for Medicaid, Low Income Pool, Disproportionate Share Hospital, and Hospital Exemptions Programs for the 2013-2014 fiscal year shall not be affected by this proviso.

From the funds in Specific Appropriation 208, \$4,250,264 from the General Revenue Fund and \$6,033,463 from the Medical Care Trust Fund are provided to Nemours Children's hospital located in Orange County.

From the funds in Specific Appropriation 208, \$279,861,435 from the Grants and Donations Trust Fund and \$397,277,291 from the Medical Care Trust Fund are provided for adjustments to the DRG rates for designated hospitals as specified in the Medicaid Supplemental Hospital Funding Programs for the 2013-2014 fiscal year. The actual adjustment to the DRG rates of each of the designated hospitals depends on the availability of grants and donations to support the state share but must remain proportionate to the amounts specified in the Medicaid Supplemental Hospital Funding Programs.

209	SPECIAL CATEGORIES		
	REGULAR DISPROPORTIONATE SHARE		
	FROM GENERAL REVENUE FUND	750,000	
	FROM GRANTS AND DONATIONS TRUST		
	FUND	95,243,343	
	FROM MEDICAL CARE TRUST FUND	132,998,411	

Funds in Specific Appropriation 209 shall be used for a Disproportionate Share Hospital Program as provided in sections 409.911, 409.9113, and 409.9119, Florida Statutes, and are contingent on the state share being provided through grants and donations from state, county, or other government entities.

From the funds in Specific Appropriation 209, the funding distributions of the Medicaid Supplemental Hospital Funding Programs for the 2013-2014 fiscal year are incorporated by reference. The actual and proportionate distributions displayed in this document are the basis for the appropriations made in the General Appropriations Act.

210	SPECIAL CATEGORIES		
	LOW INCOME POOL		
	FROM GENERAL REVENUE FUND	9,208,486	
	FROM GRANTS AND DONATIONS TRUST		
	FUND	404,194,840	
	FROM MEDICAL CARE TRUST FUND	586,846,674	

From the funds in Specific Appropriation 210, the funding distributions of the Medicaid Supplemental Hospital Funding Programs for the 2013-2014 fiscal year are incorporated by reference. The actual and proportionate distributions displayed in this document are the basis for the appropriations made in the General Appropriations Act.

From the funds in Specific Appropriation 210, the agency is authorized to adjust the low income payments listed in this specific appropriation if necessary to obtain approval from the Centers for Medicare and Medicaid Services. Any adjustments must be made in a way that maintains the proportionate distribution in the Medicaid Supplemental Hospital Funding Programs for the 2013-2014 fiscal year.

From the funds in Specific Appropriation 210, in the event that the amount of approved nonfederal share of matching funds is not provided by local governmental entities, the agency may adjust low income pool payments authorized by this specific appropriation in a manner necessary to ensure sufficient nonfederal matching funds. No provider payment increase may exceed the amount of the increase in nonfederal share provided by the applicable local government.

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From the funds in Specific Appropriation 210, the agency may make low-income pool Medicaid payments to hospitals in an accelerated manner that is more frequent than on a quarterly basis subject to the availability of state, local and federal funds.

Funds in Specific Appropriation 210 are contingent upon the state share being provided through grants and donations from state, county or other governmental funds. In the event the nonfederal share provided through grants and donations is not available to fund the low income pool payments displayed in the Medicaid Supplemental Hospital Funding Programs for the 2013-2014 fiscal year, the Agency for Health Care Administration shall submit a revised low income pool payment plan to the Legislative Budget Commission for approval.

From the funds in Specific Appropriation 210, \$1,653,200 from the Grants and Donations Trust Fund and \$2,346,800 from the Medical Care Trust Fund are provided for county health department clinics to enhance primary care health services, targeting low-income, uninsured, and under-insured individuals, in the following counties:

Bay	1,037,974
Okaloosa	1,110,823
Walton	345,520
Holmes	300,000
Washington	300,000
Jackson	304,953
Gadsden	300,730
Gulf	300,000

211	SPECIAL CATEGORIES		
	FREESTANDING DIALYSIS CENTERS		
	FROM GENERAL REVENUE FUND	7,431,719	
	FROM MEDICAL CARE TRUST FUND		10,549,697

Funds in Specific Appropriation 211 are for the inclusion of freestanding dialysis clinics in the Medicaid program. The agency shall limit payment to \$125.00 per visit for each dialysis treatment. Freestanding dialysis facilities may obtain, administer and submit claims directly to the Medicaid program for End-Stage Renal Disease pharmaceuticals subject to coverage and limitations policy. All pharmaceutical claims for this purpose must include National Drug Codes (NDC) to permit the invoicing for federal and/or state supplemental rebates from manufacturers. Claims for drug products that do not include National Drug Code information are not payable by Florida Medicaid unless the drug product is exempt from federal rebate requirements.

212	SPECIAL CATEGORIES		
	HOSPITAL INSURANCE BENEFITS		
	FROM GENERAL REVENUE FUND	75,584,600	
	FROM MEDICAL CARE TRUST FUND		107,296,115

213	SPECIAL CATEGORIES		
	HOSPITAL OUTPATIENT SERVICES		
	FROM GENERAL REVENUE FUND	216,242,352	
	FROM GRANTS AND DONATIONS TRUST		
	FUND	172,553,004	
	FROM MEDICAL CARE TRUST FUND		702,894,523
	FROM PUBLIC MEDICAL ASSISTANCE		
	TRUST FUND	105,000,000	
	FROM REFUGEE ASSISTANCE TRUST FUND		2,703,078

From the funds in Specific Appropriation 213, the funding distributions of the Medicaid Supplemental Hospital Funding Programs for the 2013-2014 fiscal year are incorporated by reference. The actual and proportionate distributions displayed in this document are the basis for the appropriations made in the General Appropriations Act.

From the funds in Specific Appropriation 213, \$2,701,811 from the General Revenue Fund, \$3,835,355 from the Medical Care Trust Fund, and \$35,879 from the Refugee Assistance Trust Fund care trust funds, \$2,771,025 in nonrecurring grants and donations trust are provided to restore the reduction in outpatient hospital reimbursement rates.

From the funds in Specific Appropriation 213, \$54,444,553 from the Grants and Donations Trust Fund and \$77,286,764 from the Medical Care Trust Fund are provided for adjustments to the outpatient rates for designated hospitals as specified in the Medicaid Supplemental Hospital Funding Programs for Fiscal Year 2013-2014. The actual adjustment to

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the outpatient rates of each of the designated hospitals depends on the availability of grants and donations to support the state share but must remain proportionate to the amounts specified in the Medicaid Supplemental Hospital Funding Programs.

Funds in Specific Appropriation 213, are provided to allow for rate adjustments to the outpatient rate for any hospital that has local funds available for intergovernmental transfers. Of the federal match received for hospital-specific rate adjustments pursuant to this paragraph, 45 percent shall be used to fund an increase in the standard outpatient rate for all hospitals. The payments under this proviso are contingent upon the state share being provided through grants and donations from state, county, or other governmental funds.

From the funds in Specific Appropriation 213, \$7,182,339 from the Grants and Donations Trust Fund and \$9,809,237 from the Medical Care Trust Fund program are provided to increase the outpatient cap for adults from \$1,000 to \$1,500 per year.

From the funds in Specific Appropriation 213, \$27,279,957 from the Grants and Donations Trust Fund and \$37,257,438 from the Medical Care Trust Fund are appropriated so that the agency may amend its current facility fees and physician services to allow for payments to hospitals providing primary care to low-income individuals and participating in the Primary Care Disproportionate Share Hospital (DSH) program in Fiscal Year 2003-2004 provided such hospital implements an emergency room diversion program so that non-emergent patients are triaged to lesser acute settings; or a public hospital assumed the fiscal and operating responsibilities for one or more primary care centers previously operated by the Florida Department of Health or the local county government. Any payments made to qualifying hospitals because of this change shall be contingent on the state share being provided through grants and donations from counties, local governments, public entities, or taxing districts, and federal matching funds. This provision shall be contingent upon federal approval of a state plan amendment.

From the funds in Specific Appropriation 213, \$440,870 in nonrecurring general revenue funds and \$625,838 in nonrecurring medical care trust funds are provided to allow for exemptions from outpatient reimbursement ceilings for any hospital that is classified as a sole community hospital under 42 C.F.R. section 412.92, is situated in a county with a population of not less than 75,000 according to the 2010 U.S. Census, but is not classified as a rural hospital under section 395.602, Florida Statutes. The Medicaid Supplemental Hospital Funding Programs for the 2013-2014 fiscal year shall not be affected by this proviso.

214	SPECIAL CATEGORIES RESPIRATORY THERAPY SERVICES FROM GENERAL REVENUE FUND	7,752,707	
	FROM MEDICAL CARE TRUST FUND		11,006,669
215	SPECIAL CATEGORIES NURSE PRACTITIONER SERVICES FROM GENERAL REVENUE FUND	2,728,881	
	FROM MEDICAL CARE TRUST FUND		5,837,168
216	SPECIAL CATEGORIES BIRTHING CENTER SERVICES FROM GENERAL REVENUE FUND	621,687	
	FROM MEDICAL CARE TRUST FUND		882,520
217	SPECIAL CATEGORIES OTHER LAB AND X-RAY SERVICES FROM GENERAL REVENUE FUND	52,165,659	
	FROM MEDICAL CARE TRUST FUND		74,053,551
	FROM REFUGEE ASSISTANCE TRUST FUND		1,050,818
218	SPECIAL CATEGORIES PATIENT TRANSPORTATION FROM GENERAL REVENUE FUND	57,168,780	
	FROM MEDICAL CARE TRUST FUND		81,153,938
	FROM REFUGEE ASSISTANCE TRUST FUND		52,616
219	SPECIAL CATEGORIES PHYSICIAN ASSISTANT SERVICES FROM GENERAL REVENUE FUND	5,484,355	

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	FROM MEDICAL CARE TRUST FUND		12,039,600
	FROM REFUGEE ASSISTANCE TRUST FUND		22,846

220	SPECIAL CATEGORIES PERSONAL CARE SERVICES FROM GENERAL REVENUE FUND	19,954,274	
	FROM MEDICAL CARE TRUST FUND		28,326,090

221	SPECIAL CATEGORIES PHYSICAL REHABILITATION THERAPY FROM GENERAL REVENUE FUND	4,381,243	
	FROM MEDICAL CARE TRUST FUND		6,220,364

222	SPECIAL CATEGORIES PHYSICIAN SERVICES FROM GENERAL REVENUE FUND	305,586,950	
	FROM HEALTH CARE TRUST FUND		19,200,000
	FROM TOBACCO SETTLEMENT TRUST FUND		58,738,330
	FROM GRANTS AND DONATIONS TRUST FUND		271,824
	FROM MEDICAL CARE TRUST FUND		1,090,020,926
	FROM PUBLIC MEDICAL ASSISTANCE TRUST FUND		60,800,000
	FROM REFUGEE ASSISTANCE TRUST FUND		4,162,793

From the funds in Specific Appropriation 222, the agency is authorized to continue the physician lock-in program for recipients who participate in the pharmacy lock-in program.

From the funds in Specific Appropriation 222, \$120,000,000 from the Medical Care Trust Fund is provided for special Medicaid payments for services provided by doctors of medicine and osteopathy employed by or under contract with a medical school in Florida. The expansion of existing programs to increase federal reimbursements through Upper Payment Limit (UPL) provisions, shall be contingent upon the availability of state match from existing state funds or local sources that do not increase the current requirement for state general revenue or tobacco settlement funds. The agency is authorized to seek a Florida Title XIX State Plan Amendment or waiver to include additional medical schools in Florida.

From the funds in Specific Appropriation 222, the Agency for Health Care Administration shall seek federal approval to implement a supplemental payment program for medical school faculty who provide services to Medicaid beneficiaries enrolled in capitated managed care plans so that such payments may be made directly to physicians employed by or under contract with the state's medical schools for costs associated with graduate medical education or their teaching mission. The agency shall amend its Medicaid policies as necessary to implement this program. Nothing herein shall be construed as requiring capitated managed care plans to fund the state share of the supplemental payments.

From the funds in Specific Appropriation 222, \$661,280 from the General Revenue Fund and \$938,720 from the Medical Care Trust Fund are provided to make Medicaid payments for vagus nerve stimulation devices, outside of the DRG payment, for beneficiaries diagnosed with epilepsy, effective July 1, 2013. The cost of the device would therefore be excluded from allowable costs in the hospital cost report.

223	SPECIAL CATEGORIES PREPAID HEALTH PLANS FROM GENERAL REVENUE FUND	1,250,077,807	
	FROM HEALTH CARE TRUST FUND		485,600,000
	FROM MEDICAL CARE TRUST FUND		2,671,688,782
	FROM REFUGEE ASSISTANCE TRUST FUND		22,745,988

From the funds in Specific Appropriation 223, \$1,578,372 from the General Revenue Fund and \$2,219,812 from the Medical Care Trust Fund, and \$20,766 from the Refugee Assistance Trust Funds is provided to restore the reduction to health maintenance organization and provider service network capitation payments as a result of reducing the reimbursement of inpatient and outpatient hospital rates, effective September 1, 2012.

224	SPECIAL CATEGORIES PRESCRIBED MEDICINE/DRUGS FROM GENERAL REVENUE FUND	259,620,949	
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FROM HEALTH CARE TRUST FUND	71,100,000	
FROM GRANTS AND DONATIONS TRUST FUND	916,367,885	
FROM MEDICAL CARE TRUST FUND	263,737,720	
FROM REFUGEE ASSISTANCE TRUST FUND	4,393,827	

From the funds in Specific Appropriation 224, the Agency may continue to contract with the existing provider for the Medicaid Prescribed Drug rebate program.

225 SPECIAL CATEGORIES		
MEDICARE PART D PAYMENT		
FROM GENERAL REVENUE FUND	501,171,138	

226 SPECIAL CATEGORIES		
PRIVATE DUTY NURSING SERVICES		
FROM GENERAL REVENUE FUND	58,943,842	
FROM MEDICAL CARE TRUST FUND		83,679,690

From the funds in Specific Appropriation 226, \$1,939,326 from the General Revenue Fund and \$2,753,166 from the Medical Care Trust Fund are provided for a rate increase for Private Duty Nursing services provided by Licensed Practical Nurses.

227 SPECIAL CATEGORIES		
RURAL HEALTH SERVICES		
FROM GENERAL REVENUE FUND	59,665,133	
FROM MEDICAL CARE TRUST FUND		84,705,132
FROM REFUGEE ASSISTANCE TRUST FUND		236,153

From the funds in Specific Appropriation 227, Federally Qualified Health Centers will be reimbursed an encounter rate per visit up to a maximum of one each, medical, dental, and behavioral health per day. Centers that provide dental and behavioral health services in addition to primary health care, shall make all reasonable efforts to accommodate the medical needs of their clients within one day.

228 SPECIAL CATEGORIES		
SPEECH THERAPY SERVICES		
FROM GENERAL REVENUE FUND	21,924,807	
FROM MEDICAL CARE TRUST FUND		31,123,757
FROM REFUGEE ASSISTANCE TRUST FUND		2,584

229 SPECIAL CATEGORIES		
MEDIPASS SERVICES		
FROM GENERAL REVENUE FUND	9,010,433	
FROM MEDICAL CARE TRUST FUND		12,792,174
FROM REFUGEE ASSISTANCE TRUST FUND		74,106

230 SPECIAL CATEGORIES		
SUPPLEMENTAL MEDICAL INSURANCE		
FROM GENERAL REVENUE FUND	555,944,679	
FROM MEDICAL CARE TRUST FUND		780,473,779
FROM REFUGEE ASSISTANCE TRUST FUND		155

231 SPECIAL CATEGORIES		
OCCUPATIONAL THERAPY SERVICES		
FROM GENERAL REVENUE FUND	14,404,157	
FROM MEDICAL CARE TRUST FUND		20,448,060
FROM REFUGEE ASSISTANCE TRUST FUND		163

232 SPECIAL CATEGORIES		
CLINIC SERVICES		
FROM GENERAL REVENUE FUND	34,681,469	
FROM GRANTS AND DONATIONS TRUST FUND		9,544,804
FROM MEDICAL CARE TRUST FUND		62,781,404
FROM REFUGEE ASSISTANCE TRUST FUND		564,084

From the funds in Specific Appropriation 232, \$9,544,804 from the Grants and Donations Trust Fund and \$13,549,326 from the Medical Care Trust Fund are provided to buy back clinic services rate adjustments, effective on or after July 1, 2008, and are contingent on the nonfederal share being provided through grants and donations from state, county or other governmental funds. Authority is granted to buy back rate reductions up to, but not higher than the amounts available under the authority appropriated in this line. In the event that the funds are not

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available in the Grants and Donations Trust Fund, the State of Florida is not obligated to continue reimbursements at the higher amount.

From the funds in Specific Appropriation 232, the agency shall apply a recurring methodology to establish rates taking into consideration the reductions imposed on or after October 1, 2008 in the following manner: (1) the agency shall divide the total amount of each recurring reduction imposed by the number of visits originally used in the rate calculation for each rate setting period on or after October 1, 2008, which will yield a rate reduction per diem for each rate period; (2) the agency shall multiply the resulting rate reduction per diem for each rate setting period on or after October 1, 2008 by the projected number of visits used in establishing the current budget estimate which will yield the total current reduction amount to be applied to current rates; (3) in the event the total current reduction amount is greater than the historical reduction amount, the agency shall hold the rate reduction to the historical reduction amount.

233 SPECIAL CATEGORIES		
MEDICAID SCHOOL REFINANCING		
FROM MEDICAL CARE TRUST FUND		97,569,420

TOTAL: MEDICAID SERVICES TO INDIVIDUALS		
FROM GENERAL REVENUE FUND	4,381,304,221	
FROM TRUST FUNDS		13,525,249,438

TOTAL ALL FUNDS		17,906,553,659
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MEDICAID LONG TERM CARE

From the funds in Specific Appropriation 233, the agency is authorized to transfer funds from Specific Appropriation 244, Nursing Home Diversion, Specific Appropriation 236, Assisted Living for the Elderly and Specific Appropriation 235 Home and Community Based Services waiver to allow for the implementation of Statewide Medicaid Managed Care on a regional basis

234 SPECIAL CATEGORIES		
ASSISTIVE CARE SERVICES		
FROM MEDICAL CARE TRUST FUND		26,179,861

Funds in Specific Appropriation 234 are provided to implement Medicaid coverage for Assistive Care Services and are contingent on the availability of state match being provided in Specific Appropriation 397.

235 SPECIAL CATEGORIES		
HOME AND COMMUNITY BASED SERVICES		
FROM GENERAL REVENUE FUND	85,097,980	
FROM MEDICAL CARE TRUST FUND		1,015,868,437

Funds in Specific Appropriations 235 and 244 for the Developmental Services Waiver, the Aged and Disabled Waiver, the Project AIDS Care Waiver, and the Nursing Home Diversion Waiver may be used for reimbursement for services provided through agencies licensed pursuant to section 400.506, Florida Statutes.

From the funds in Specific Appropriation 235, \$7,000,000 in general revenue funds and \$10,930,535 operations and maintenance trust funds are provided to serve elders in the Aged and Disabled Adult Home and Community Based Services Waiver. The department shall first enroll individuals from the waitlist who are assessed at a priority score of four or higher.

236 SPECIAL CATEGORIES		
ASSISTED LIVING FACILITY WAIVER		
FROM GENERAL REVENUE FUND	15,398,443	
FROM MEDICAL CARE TRUST FUND		21,858,860

237 SPECIAL CATEGORIES		
INTERMEDIATE CARE FACILITIES/MENTALLY RETARDED - SUNLAND CENTER		
FROM MEDICAL CARE TRUST FUND		91,958,103

From the funds in Specific Appropriations 237, the Agency for Health Care Administration, in consultation with the Agency for Persons with

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Disabilities, the agency is authorized to transfer funds, in accordance with the provisions of chapter 216, Florida Statutes, to Specific Appropriation 267 for the Developmental Disabilities Home and Community based waiver, Tier 1 through 3; Family Supported Living Waiver (Tier 4); and the Developmental Disabilities Individual Budget Waiver. Priority for the use of these funds will be given to the planning and services areas with the greatest potential for transition success.

238 SPECIAL CATEGORIES		
INTERMEDIATE CARE FACILITIES/ DEVELOPMENTALLY DISABLED COMMUNITY		
FROM GENERAL REVENUE FUND	85,477,736	
FROM GRANTS AND DONATIONS TRUST FUND		15,083,253
FROM MEDICAL CARE TRUST FUND		142,751,349

From the funds in Specific Appropriation 238, \$15,083,253 from the Grants and Donations Trust Fund and \$21,411,431 from the Medical Care Trust Fund are provided to buy back intermediate care facilities for the developmentally disabled rate reductions, effective on or after October 1, 2008 and are contingent on the nonfederal share being provided through intermediate care facilities for the developmentally disabled quality assessments. Authority is granted to buy back rate reductions up to, but not higher than, the amounts available under the budgeted authority in this line. In the event that the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to continue reimbursements at the higher amount.

The recurring methodology to be utilized by the agency to establish rates taking into consideration the cuts imposed on or after October 1, 2008, shall be to compare the average unit appropriation with actual average unit cost as follows: 1) the average unit appropriation shall be determined by dividing the total appropriation in Specific Appropriation 223 by the total bed days for the past fiscal year; 2) the total actual cost as generated based on the October 1 and April 1 rate settings shall be divided by the total bed days for the past fiscal year to determine the actual unit cost; 3) no negative adjustment to the rates paid to providers shall occur so long as the actual unit cost is equal to or less than the average unit appropriation; 4) and in the event the actual unit cost is greater than the average unit appropriation a prorated reduction shall be imposed on all rates after all Quality Assessment Fee funds have been exhausted to cover the rate reductions.

From the funds in Specific Appropriations 238, the Agency for Persons with Disabilities, in consultation with the Agency for Health Care Administration, is authorized to develop a plan to implement a transition program to transfer the greatest number of appropriate eligible beneficiaries from ICP/DD facilities and Nursing Homes to community based alternatives. Plans for the transfer of funds from The Agency for Health Care Administration to the Agency for Persons with Disabilities to support individuals transferred to the waiver program shall be included in the transition plan. Priority for the use of these funds will be given to the planning and services areas with the greatest potential for transition.

239 SPECIAL CATEGORIES		
NURSING HOME CARE		
FROM GENERAL REVENUE FUND	539,577,610	
FROM HEALTH CARE TRUST FUND		270,000,000
FROM GRANTS AND DONATIONS TRUST FUND		418,691,778
FROM MEDICAL CARE TRUST FUND		1,776,253,688

From the funds in Specific Appropriation 239, \$4,547,201 from the Grants and Donations Trust Fund and \$6,454,979 from the Medical Care Trust Fund are provided for the purpose of maximizing federal revenues through the continuation of the Special Medicaid Payment Program for governmentally funded nursing homes. Any requests pursuant to chapter 216, Florida Statutes, by the Agency for Health Care Administration to increase budget authority to expand existing programs using increased federal reimbursement through these provisions, shall be contingent upon the availability of state match from existing state funds or local sources that do not increase the current requirement for state general revenue. The agency is authorized to seek federal Medicaid waivers as necessary to implement this provision.

From the funds in Specific Appropriation 239, the Agency for Health Care Administration, in consultation with the Department of Elder

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Affairs, the Department of Health, and the Department of Children and Families, is authorized to transfer funds, in accordance with the provisions of chapter 216, Florida Statutes, to Specific Appropriation 235 Home and Community Based Services Waiver, Specific Appropriation 236 Assisted Living Facility Waiver, Specific Appropriation 244 Capitated Nursing Home Diversion Waiver, and Specific Appropriation 532 Brain and Spinal Cord Home and Community Based Waiver, to transition the greatest number of appropriate eligible beneficiaries from skilled nursing facilities to community-based alternatives in order to maximize the reduction in Medicaid nursing home occupancy. Priority for the use of these funds will be given to the planning and service areas with the greatest potential for transition success.

From the funds in Specific Appropriation 239, \$412,362,977 from the Grants and Donations Trust Fund and \$585,369,849 from the Medical Care Trust Fund are provided to buy back nursing facility rate reductions, effective on or after January 1, 2008, and are contingent on the non federal share being provided through nursing home quality assessments. Authority is granted to buy back rate reductions up to, but not higher than the amounts available under the budgeted authority in this line. In the event that the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to continue reimbursements at the higher amount.

241 SPECIAL CATEGORIES		
STATE MENTAL HEALTH HOSPITAL PROGRAM		
FROM MEDICAL CARE TRUST FUND		9,034,830
242 SPECIAL CATEGORIES		
MENTAL HEALTH HOSPITAL DISPROPORTIONATE SHARE		
FROM MEDICAL CARE TRUST FUND		70,126,164
243 SPECIAL CATEGORIES		
T.B. HOSPITAL DISPROPORTIONATE SHARE		
FROM MEDICAL CARE TRUST FUND		2,382,533
244 SPECIAL CATEGORIES		
CAPITATED NURSING HOME DIVERSION WAIVER		
FROM GENERAL REVENUE FUND	150,689,623	
FROM MEDICAL CARE TRUST FUND		213,911,451

From the funds in Specific Appropriation 244, \$2,300,000 from the General Revenue Fund and \$3,264,965 from the Operations and Maintenance Trust Fund are provided to expand the current Nursing Home Diversion program by an additional 322 slots or the greatest number of slots permissible under the additional funding, effective July 1, 2013. The department shall first enroll individuals from the waitlist who are assessed at a priority score of four or higher.

245 SPECIAL CATEGORIES		
PROGRAM OF ALL-INCLUSIVE CARE FOR THE ELDERLY (PACE)		
FROM MEDICAL CARE TRUST FUND		29,180,509
TOTAL: MEDICAID LONG TERM CARE		
FROM GENERAL REVENUE FUND	876,241,392	
FROM TRUST FUNDS		4,103,280,816
TOTAL ALL FUNDS		4,979,522,208

PROGRAM: HEALTH CARE REGULATION

HEALTH CARE REGULATION

APPROVED SALARY RATE	28,391,240	
246 SALARIES AND BENEFITS POSITIONS	659.00	
FROM GENERAL REVENUE FUND		108,895
FROM HEALTH CARE TRUST FUND		37,654,989
247 OTHER PERSONAL SERVICES		
FROM HEALTH CARE TRUST FUND		520,144
248 EXPENSES		
FROM GENERAL REVENUE FUND	22,440	
FROM HEALTH CARE TRUST FUND		8,018,278

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249	OPERATING CAPITAL OUTLAY FROM HEALTH CARE TRUST FUND	87,054
250	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM HEALTH CARE TRUST FUND	350,130
251	SPECIAL CATEGORIES CONTRACTED SERVICES FROM HEALTH CARE TRUST FUND FROM QUALITY OF LONG-TERM CARE FACILITY IMPROVEMENT TRUST FUND	9,711,027 1,000,000
252	SPECIAL CATEGORIES EMERGENCY ALTERNATIVE PLACEMENT FROM HEALTH CARE TRUST FUND	806,629
253	SPECIAL CATEGORIES MEDICAID SURVEILLANCE FROM HEALTH CARE TRUST FUND	111,820
254	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM HEALTH CARE TRUST FUND	785,392
255	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HEALTH CARE TRUST FUND	140,269
256	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM HEALTH CARE TRUST FUND	789 235,011
257	SPECIAL CATEGORIES STATE OPERATIONS - AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FROM HEALTH CARE TRUST FUND	640,071
258	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES - AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FROM HEALTH CARE TRUST FUND	86,721,009
From the funds in Specific Appropriation 258, \$76,578,879 in nonrecurring health care trust funds are provided for incentive payments to eligible Medicaid providers and hospitals for the adoption and meaningful use of certified electronic health records technology.		
TOTAL:	HEALTH CARE REGULATION FROM GENERAL REVENUE FUND FROM TRUST FUNDS	132,124 146,781,823
	TOTAL POSITIONS	659.00
	TOTAL ALL FUNDS	146,913,947
TOTAL:	AGENCY FOR HEALTH CARE ADMINISTRATION FROM GENERAL REVENUE FUND FROM TRUST FUNDS	5,346,481,918 18,444,192,471
	TOTAL POSITIONS	1,655.00
	TOTAL ALL FUNDS	23,790,674,389
	TOTAL APPROVED SALARY RATE	71,890,757
AGENCY FOR PERSONS WITH DISABILITIES		
PROGRAM: SERVICES TO PERSONS WITH DISABILITIES		
HOME AND COMMUNITY SERVICES		
	APPROVED SALARY RATE	9,715,998

SECTION 3 - HUMAN SERVICES

259	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	280.50 8,061,349 4,571,540 153,433
260	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	2,148,739 1,371,141 422,396
261	EXPENSES FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	1,207,982 813,286 193,061
262	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	9,060 26,334
263	SPECIAL CATEGORIES GRANT AND AID INDIVIDUAL AND FAMILY SUPPORTS FROM GENERAL REVENUE FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	2,702,400 12,106,771
Funds in Specific Appropriation 263 expended for developmental training programs shall require a 12.5 percent match from local sources. In-kind match is acceptable provided there are no reductions in the number of persons served or level of services provided.		
From the funds in Specific Appropriation 263, \$122,400 in recurring funds from the General Revenue Fund is provided for the Before and After School Care program.		
264	SPECIAL CATEGORIES ROOM AND BOARD PAYMENTS FOR DEVELOPMENTALLY DISABLED FROM GENERAL REVENUE FUND	2,839,201
265	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	84,698 22,515 32,018
266	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND	1,088,276
From the funds in Specific Appropriation 266, \$500,000 in recurring funds from the General Revenue Fund is provided for the Special Olympics Healthy Athletes program.		
267	SPECIAL CATEGORIES HOME AND COMMUNITY BASED SERVICES WAIVER FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	377,489,457 535,865,143
From the funds in Specific Appropriation 267, \$15,000,000 from the General Revenue Fund and \$21,293,249 from the Operations and Maintenance Trust Fund are provided to expand the Individual Budget waiver (iBudget) by the greatest number of slots permissible under the additional funding.		
From the funds in Specific Appropriation 267, the Agency for Persons		

SECTION 3 - HUMAN SERVICES

with Disabilities, in consultation with the Agency for Health Care Administration, is authorized to develop a plan for the 2013-2014 fiscal year to transfer appropriated eligible beneficiaries from ICF/DD facilities and nursing homes to community based alternatives. Plans for the transfer of funds from the Agency for Health Care Administration to the Agency for Persons with Disabilities to support individuals transferred to the waiver program shall be included in the transition plan. Priority for the use of these funds will be the planning and services areas with the greatest potential for transition.

Funds in Specific Appropriation 267 shall not be used for administrative costs. Funds for developmental training programs shall require a 12.5 percent match from local sources. In-kind match is acceptable provided there are no reductions in the number of persons served or level of services provided.

From the funds in Specific Appropriation 267, the Agency for Persons with Disabilities shall provide to the Governor, the President of the Senate, and the Speaker of the House of Representatives monthly surplus-deficit reports projecting the total Medicaid Waiver program expenditures for the fiscal year along with any corrective actions plans necessary to align program expenditures with annual appropriations in accordance with sections 393.0661(7) and (8), Florida Statutes.

268	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	188,676	
269	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	57,836	40,866
TOTAL:	HOME AND COMMUNITY SERVICES FROM GENERAL REVENUE FUND FROM TRUST FUNDS	395,877,674	555,618,504
	TOTAL POSITIONS TOTAL ALL FUNDS	280.50	951,496,178
PROGRAM MANAGEMENT AND COMPLIANCE			
	APPROVED SALARY RATE	15,527,926	
271	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	322.00 12,276,768	181,715 63,823 7,321,839
272	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	137,931	447,000 89,924
273	EXPENSES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	1,514,145	284 130,181 1,502,628
274	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	23,974	3,800
275	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM GENERAL REVENUE FUND	150,285	

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	FROM OPERATIONS AND MAINTENANCE TRUST FUND		4,188
276	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	238,939	812 141,824
277	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	899,797	429,000 684,492
278	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED PROFESSIONAL SERVICES FROM GENERAL REVENUE FUND	3,874	
279	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	270,104	
280	SPECIAL CATEGORIES HOME AND COMMUNITY SERVICES ADMINISTRATION FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	3,158,143	3,459,109
281	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	67,421	1,313 56,933
281A	QUALIFIED EXPENDITURE CATEGORY CLIENT DATA MANAGEMENT SYSTEM AND ELECTRONIC VISIT VERIFICATION FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	750,000	750,000

Funds in Specific Appropriation 281A are provided to implement a statewide system for the management, reporting and trending of data for Agency for Persons with Disabilities Medicaid clients. The system shall include centralized client records and electronic visit verification capabilities. The system shall verify the utilization and delivery of developmental disabilities Home and Community Based Waiver services delivered in the home. The system shall also provide an electronic billing interface for waiver services. The Agency for Health Care Administration may seek any state plan amendment or federal waiver necessary to implement the system. Savings achieved within the waiver from efficiencies and recoupments shall be reinvested in the waiver to reduce the waiting list. The Agency for Persons with Disabilities is authorized to submit budget amendments requesting the release of funds based on the recommendation approved by the Legislative Budget Commission pursuant to the provisions of chapter 216, Florida Statutes. Requests for release of funds shall include a detailed operational work plan and spending plan.

282	DATA PROCESSING SERVICES CHILDREN AND FAMILIES DATA CENTER FROM GENERAL REVENUE FUND	302,438	
283	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM OPERATIONS AND MAINTENANCE TRUST FUND		96,552
284	DATA PROCESSING SERVICES NORTHWOOD SHARED RESOURCE CENTER FROM GENERAL REVENUE FUND	55,676	

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FROM ADMINISTRATIVE TRUST FUND . . .		55,313	
FROM OPERATIONS AND MAINTENANCE TRUST FUND		14,886	
TOTAL: PROGRAM MANAGEMENT AND COMPLIANCE			
FROM GENERAL REVENUE FUND	19,849,495		
FROM TRUST FUNDS		15,435,616	
TOTAL POSITIONS	322.00		
TOTAL ALL FUNDS		35,285,111	

DEVELOPMENTAL DISABILITIES PUBLIC FACILITIES

APPROVED SALARY RATE	73,653,980		
286 SALARIES AND BENEFITS POSITIONS	2,305.50		
FROM GENERAL REVENUE FUND	49,398,247		
FROM OPERATIONS AND MAINTENANCE TRUST FUND		44,360,339	
287 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	871,135		
FROM OPERATIONS AND MAINTENANCE TRUST FUND		962,071	
288 EXPENSES			
FROM GENERAL REVENUE FUND	3,125,210		
FROM OPERATIONS AND MAINTENANCE TRUST FUND		3,157,618	
289 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND	164,698		
FROM OPERATIONS AND MAINTENANCE TRUST FUND		96,322	
290 FOOD PRODUCTS			
FROM GENERAL REVENUE FUND	1,101,678		
FROM OPERATIONS AND MAINTENANCE TRUST FUND		1,262,170	
291 SPECIAL CATEGORIES CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	1,079,965		
FROM OPERATIONS AND MAINTENANCE TRUST FUND		871,213	
292 SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED PROFESSIONAL SERVICES			
FROM GENERAL REVENUE FUND	1,962,183		
FROM OPERATIONS AND MAINTENANCE TRUST FUND		3,054,227	
293 SPECIAL CATEGORIES PRESCRIBED MEDICINE/DRUGS			
FROM GENERAL REVENUE FUND	1,145,923		
294 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	3,181,043		
FROM OPERATIONS AND MAINTENANCE TRUST FUND		2,668,406	
295 SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS			
FROM GENERAL REVENUE FUND	18,751		
296 SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	457,029		
FROM OPERATIONS AND MAINTENANCE TRUST FUND		438,425	

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297 FIXED CAPITAL OUTLAY			
AGENCY FOR PERSONS WITH DISABILITIES FIXED CAPITAL OUTLAY NEEDS FOR CENTRALLY MANAGED FACILITIES			
FROM GENERAL REVENUE FUND		1,400,000	
From the funds in Specific Appropriation 297, \$1,400,000 from nonrecurring general revenue funds is provided for William J. (Billy Joe) Rish Recreational Park.			

TOTAL: DEVELOPMENTAL DISABILITIES PUBLIC FACILITIES			
FROM GENERAL REVENUE FUND	63,905,862		
FROM TRUST FUNDS		56,870,791	
TOTAL POSITIONS	2,305.50		
TOTAL ALL FUNDS		120,776,653	
TOTAL: AGENCY FOR PERSONS WITH DISABILITIES			
FROM GENERAL REVENUE FUND	479,633,031		
FROM TRUST FUNDS		627,924,911	
TOTAL POSITIONS	2,908.00		
TOTAL ALL FUNDS		1,107,557,942	
TOTAL APPROVED SALARY RATE	98,897,904		

CHILDREN AND FAMILIES, DEPARTMENT OF ADMINISTRATION

PROGRAM: EXECUTIVE LEADERSHIP

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE	31,809,024		
298 SALARIES AND BENEFITS POSITIONS	593.50		
FROM GENERAL REVENUE FUND	17,527,347		
FROM ADMINISTRATIVE TRUST FUND		12,999,877	
FROM FEDERAL GRANTS TRUST FUND		8,433,909	
FROM WELFARE TRANSITION TRUST FUND		484,801	
FROM OPERATIONS AND MAINTENANCE TRUST FUND		265,880	
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		117,806	
299 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	271,059		
FROM ADMINISTRATIVE TRUST FUND		50,784	
FROM FEDERAL GRANTS TRUST FUND		28,261	
FROM WELFARE TRANSITION TRUST FUND		154	
300 EXPENSES			
FROM GENERAL REVENUE FUND	4,246,648		
FROM ADMINISTRATIVE TRUST FUND		860,814	
FROM FEDERAL GRANTS TRUST FUND		236,919	
FROM WELFARE TRANSITION TRUST FUND		71,759	
FROM OPERATIONS AND MAINTENANCE TRUST FUND		70,442	
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		6,893	
301 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND	27,616		
FROM ADMINISTRATIVE TRUST FUND		106,950	
302 SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES			
FROM ADMINISTRATIVE TRUST FUND		20,000	
303 SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS			
FROM GENERAL REVENUE FUND	507,911		

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303A	SPECIAL CATEGORIES COMPUTER RELATED EXPENSES FROM OPERATIONS AND MAINTENANCE TRUST FUND		1,800,000
304	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM WELFARE TRANSITION TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	562,413	311,178 13,083 6,500 405,883 501
305	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	679,451	96,291
306	SPECIAL CATEGORIES STATE INSTITUTIONAL CLAIMS FROM GENERAL REVENUE FUND	40,498	
306A	SPECIAL CATEGORIES TENANT BROKER COMMISSIONS FROM ADMINISTRATIVE TRUST FUND		132,912
307	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	6,520	2,272
308	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM WELFARE TRANSITION TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	157,010	54,877 4,252 309 405
309	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	3,492,984	627,298
312	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	20,055	84,151 36,182
313	DATA PROCESSING SERVICES NORTHWOOD SHARED RESOURCE CENTER FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM WELFARE TRANSITION TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	10,184,523	1,517,223 9,057,730 5,665 8,395 5,668
315	DATA PROCESSING SERVICES NORTHWOOD SHARED RESOURCE CENTER (NSRC) DEPRECIATION FEDERAL SHARE BILLINGS FROM FEDERAL GRANTS TRUST FUND		363,236
316	PAYMENTS FOR CLAIMS BILLS AND RELIEF ACTS RELIEF/JORGE AND DEBBIE GARCIA-BENGOCHEA FROM FEDERAL GRANTS TRUST FUND		950,000

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317	PAYMENTS FOR CLAIMS BILLS AND RELIEF ACTS RELIEF - MARISSA AMORA FROM FEDERAL GRANTS TRUST FUND		1,700,000
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND FROM TRUST FUNDS	37,724,035	40,939,260
	TOTAL POSITIONS TOTAL ALL FUNDS	593.50	78,663,295
PROGRAM: SUPPORT SERVICES			
INFORMATION TECHNOLOGY			
	APPROVED SALARY RATE	13,292,717	
319	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM WELFARE TRANSITION TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	257.00 5,484,786	6,001,054 19,385 5,384,339 215,772 121,316 155,864
320	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND	126,105	208,000 129,228
321	EXPENSES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM WELFARE TRANSITION TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	2,847,220	258,989 1,615,278 67,269 176 5,286
322	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	40,599	8,299
323	SPECIAL CATEGORIES COMPUTER RELATED EXPENSES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM WELFARE TRANSITION TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	5,198,330	118,466 2,320,224 43,163 11,082
From the funds in Specific Appropriation 323, \$450,000 in nonrecuring funds from the General Revenue Fund is provided to the Department of Children and Families to competitively procure a patient-centered, Internet-based personal health record system for foster children. The department's owned platform will include the requirements identified in the December 1, 2011 U.S. Government Accountability Office report on Foster Children.			
324	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	47,430	1,199
325	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	19,791	500

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326	QUALIFIED EXPENDITURE CATEGORY FLORIDA'S PUBLIC ASSISTANCE ELIGIBILITY SYSTEM		
	FROM GENERAL REVENUE FUND	4,155,110	
	FROM FEDERAL GRANTS TRUST FUND		25,903,728

From the funds in Specific Appropriation 326, \$4,155,110 in nonrecurring general revenue funds and \$25,903,728 from the Federal Grants Trust Fund shall be used by the department to fund enhancements to the Medicaid Eligibility System. The department shall submit budget amendments to the Legislative Budget Commission requesting release of these funds. Requests for release of funds shall include detailed operational work and spending plans.

TOTAL:	INFORMATION TECHNOLOGY		
	FROM GENERAL REVENUE FUND	17,919,371	
	FROM TRUST FUNDS		42,588,617
	TOTAL POSITIONS	257.00	
	TOTAL ALL FUNDS		60,507,988

SERVICES

PROGRAM: FAMILY SAFETY PROGRAM

FAMILY SAFETY AND PRESERVATION SERVICES

	APPROVED SALARY RATE	130,862,028	
327	SALARIES AND BENEFITS POSITIONS	3,231.00	
	FROM GENERAL REVENUE FUND	62,493,577	
	FROM DOMESTIC VIOLENCE TRUST FUND		14,659
	FROM FEDERAL GRANTS TRUST FUND		26,946,729
	FROM WELFARE TRANSITION TRUST FUND		66,739,951
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		25,490,429
328	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	1,061,295	
	FROM FEDERAL GRANTS TRUST FUND		2,347,536
	FROM GRANTS AND DONATIONS TRUST FUND		46,935
	FROM WELFARE TRANSITION TRUST FUND		2,782,090
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		1,214,055
329	EXPENSES		
	FROM GENERAL REVENUE FUND	11,124,021	
	FROM CHILD WELFARE TRAINING TRUST FUND		8,394
	FROM DOMESTIC VIOLENCE TRUST FUND		11,645
	FROM FEDERAL GRANTS TRUST FUND		4,599,625
	FROM GRANTS AND DONATIONS TRUST FUND		9,886
	FROM WELFARE TRANSITION TRUST FUND		10,595,343
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		3,740,744
330	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	22,457	
	FROM FEDERAL GRANTS TRUST FUND		6,394
	FROM WELFARE TRANSITION TRUST FUND		11,215
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		9,364
331	SPECIAL CATEGORIES HOME CARE FOR DISABLED ADULTS		
	FROM GENERAL REVENUE FUND	1,987,544	
332	SPECIAL CATEGORIES GRANTS AND AIDS - COMMUNITY CARE FOR DISABLED ADULTS		
	FROM GENERAL REVENUE FUND	2,041,955	
333	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	3,854,926	

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	FROM CHILD WELFARE TRAINING TRUST FUND		2,815
	FROM TOBACCO SETTLEMENT TRUST FUND		239,120
	FROM DOMESTIC VIOLENCE TRUST FUND		69
	FROM FEDERAL GRANTS TRUST FUND		1,287,328
	FROM GRANTS AND DONATIONS TRUST FUND		13,180
	FROM WELFARE TRANSITION TRUST FUND		1,108,852
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		735,388

From the funds in Specific Appropriation 333, \$375,000 in nonrecurring general revenue funds is provided for the Oasis Human Trafficking Initiative.

From the funds in Specific Appropriation 333, \$1,250,000 in nonrecurring general revenue funds is provided for the Place of Hope at the Haven Campus.

333A	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED PROFESSIONAL SERVICES		
	FROM GENERAL REVENUE FUND	1,000,000	
334	SPECIAL CATEGORIES GRANTS AND AIDS - GRANTS TO SHERIFFS FOR PROTECTIVE INVESTIGATIONS		
	FROM GENERAL REVENUE FUND	20,654,666	
	FROM TOBACCO SETTLEMENT TRUST FUND		7,348,586
	FROM WELFARE TRANSITION TRUST FUND		9,392,840
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		9,589,500

The funds in Specific Appropriation 334 shall be used by the Department of Children and Families to award grants to the sheriffs of Manatee, Pasco, Pinellas, Broward, Hillsborough, and Seminole counties to conduct child protective investigations as mandated in section 39.3065, Florida Statutes. The funds shall be allocated as follows:

Manatee County Sheriff.....	3,410,532
Pasco County Sheriff.....	4,591,619
Pinellas County Sheriff.....	10,040,024
Broward County Sheriff.....	12,565,620
Hillsborough County Sheriff.....	12,054,683
Seminole County Sheriff.....	3,323,114

From the funds in Specific Appropriation 334, an additional nonrecurring sum of \$1,000,000 from the General Revenue Fund is provided for the Pasco County Sheriff's Office.

From the funds in Specific Appropriation 334, an additional nonrecurring sum of \$1,000,000 from the General Revenue Fund is provided for the Broward County Sheriff's Office.

335	SPECIAL CATEGORIES GRANTS AND AIDS - DOMESTIC VIOLENCE PROGRAM		
	FROM GENERAL REVENUE FUND	5,164,596	
	FROM DOMESTIC VIOLENCE TRUST FUND		6,965,397
	FROM FEDERAL GRANTS TRUST FUND		11,175,334
	FROM WELFARE TRANSITION TRUST FUND		7,750,000

From the funds in Specific Appropriation 335, \$5,164,596 in recurring general revenue funds, \$2,000,000 in nonrecurring general revenue funds, \$6,965,397 from the Domestic Violence Trust Fund, \$10,395,627 from the Federal Grants Trust Fund and \$7,750,000 from the Welfare Transition Trust Fund shall be provided to the Florida Coalition Against Domestic Violence for the delivery and management of services of the state's domestic violence program including implementation of statutory directives contained in chapter 39, Florida Statutes, implementation of special projects, training and technical assistance to certified domestic violence centers and allied professionals, and administration designed under this appropriation.

From the funds in Specific Appropriation 335, \$266,663 from the Federal Grants Trust Fund, Violence Against Women Act STOP Formula Grant will be transferred to the Department of Health to contract with the Florida Council Against Sexual Violence for the provision of training

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and technical assistance to certified rate crisis programs and allied professionals.

336	SPECIAL CATEGORIES GRANTS AND AIDS - CHILD ABUSE PREVENTION AND INTERVENTION		
	FROM GENERAL REVENUE FUND	9,618,126	
	FROM TOBACCO SETTLEMENT TRUST FUND		143,547
	FROM FEDERAL GRANTS TRUST FUND		2,574,189
	FROM WELFARE TRANSITION TRUST FUND		5,778,467
337	SPECIAL CATEGORIES GRANTS AND AIDS - CHILD PROTECTION		
	FROM GENERAL REVENUE FUND	6,293,386	
	FROM CHILD WELFARE TRAINING TRUST FUND		285,993
	FROM TOBACCO SETTLEMENT TRUST FUND		3,375,782
	FROM FEDERAL GRANTS TRUST FUND		17,254,510
	FROM GRANTS AND DONATIONS TRUST FUND		130,000
	FROM WELFARE TRANSITION TRUST FUND		1,909,191
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		530,696
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		2,333,286
338	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	5,885,002	
	FROM FEDERAL GRANTS TRUST FUND		1,324
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		698
339	SPECIAL CATEGORIES TEMPORARY EMERGENCY SHELTER SERVICES		
	FROM GENERAL REVENUE FUND		435,843
340	SPECIAL CATEGORIES GRANTS AND AIDS - FAMILY FOSTER CARE		
	FROM GENERAL REVENUE FUND		4,000,000
	From the funds in Specific Appropriation 340, the department shall transfer \$4,000,000 from the General Revenue Fund to the Agency for Health Care Administration to provide Medicaid coverage for children in the Statewide Inpatient Psychiatric Program (SIPP) and Residential Group Care beds.		
341	SPECIAL CATEGORIES GRANTS AND AIDS - RESIDENTIAL GROUP CARE		
	FROM GENERAL REVENUE FUND	96,029	
	FROM TOBACCO SETTLEMENT TRUST FUND		1,545,186
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		115,836
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		929,958
342	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS		
	FROM GENERAL REVENUE FUND	5,477	
	FROM FEDERAL GRANTS TRUST FUND		3,610
	FROM WELFARE TRANSITION TRUST FUND		1,242
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		2,415
343	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	319,231	
	FROM CHILD WELFARE TRAINING TRUST FUND		2
	FROM TOBACCO SETTLEMENT TRUST FUND		6,375
	FROM FEDERAL GRANTS TRUST FUND		196,288
	FROM WELFARE TRANSITION TRUST FUND		248,364
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		144,015

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344	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND		2,935
	FROM FEDERAL GRANTS TRUST FUND		1,002
	FROM WELFARE TRANSITION TRUST FUND		9,881
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		3,258
345	SPECIAL CATEGORIES GRANTS AND AIDS - COMMUNITY BASED CARE FUNDS FOR PROVIDERS OF CHILD WELFARE SERVICES		
	FROM GENERAL REVENUE FUND		258,497,802
	FROM CHILD WELFARE TRAINING TRUST FUND		2,531,893
	FROM TOBACCO SETTLEMENT TRUST FUND		116,374,401
	FROM FEDERAL GRANTS TRUST FUND		277,012,038
	FROM GRANTS AND DONATIONS TRUST FUND		400,000
	FROM WELFARE TRANSITION TRUST FUND		61,037,060
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		8,979,209
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		41,078,586
	From the funds in Specific Appropriation 345, the sum of \$762,655 in nonrecurring funds from the General Revenue Fund is provided to the Community Based Care Lead Agency of Central Florida.		
	From the funds in Specific Appropriation 345, the sum of \$2,707,000 in nonrecurring funds from the General Revenue Fund is provided to Eckerd Community Alternatives, the Community Based Care Lead Agency serving Pasco and Pinellas counties.		
	From the funds in Specific Appropriation 345, the nonrecurring sum of \$5,649,066 from the General Revenue Fund shall be allocated to the community-based care lead agencies pursuant to section 409.16713, Florida Statutes.		
345A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY EMERGENCY SHELTER AND TRANSITIONAL HOUSING		
	FROM GENERAL REVENUE FUND		3,000,000
	From the funds in Specific Appropriation 345A, the nonrecurring sum of \$3,000,000 from the General Revenue Fund shall be expended in accordance with the capital improvement grant program in section 39.9055, Florida Statutes. The Florida Coalition Against Domestic Violence shall serve as the lead entity to create a competitive Request for Proposals (RFP) with the primary priority focused on increasing bed space and expanding capacity of emergency shelter services. Funding decisions shall be completed by September 1, 2013.		
TOTAL: FAMILY SAFETY AND PRESERVATION SERVICES			
	FROM GENERAL REVENUE FUND	397,558,868	
	FROM TRUST FUNDS		745,121,705
	TOTAL POSITIONS	3,231.00	
	TOTAL ALL FUNDS		1,142,680,573
PROGRAM: MENTAL HEALTH PROGRAM			
MENTAL HEALTH SERVICES			
	APPROVED SALARY RATE	116,518,630	
346	SALARIES AND BENEFITS POSITIONS	3,111.00	
	FROM GENERAL REVENUE FUND		88,601,939
	FROM ADMINISTRATIVE TRUST FUND		9,642
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		227,560
	FROM FEDERAL GRANTS TRUST FUND		50,770,395
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		5,854,789

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347	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	1,376,493	
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		16,000
	FROM FEDERAL GRANTS TRUST FUND		841,973
	FROM WELFARE TRANSITION TRUST FUND		116,979
348	EXPENSES		
	FROM GENERAL REVENUE FUND	12,992,887	
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		410,033
	FROM FEDERAL GRANTS TRUST FUND		912,220
	FROM WELFARE TRANSITION TRUST FUND		67,213
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		415,059
349	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	387,630	
	FROM FEDERAL GRANTS TRUST FUND		377,471
350	FOOD PRODUCTS		
	FROM GENERAL REVENUE FUND	3,386,854	
352	SPECIAL CATEGORIES		
	GRANTS AND AIDS - PUBLIC SAFETY, MENTAL HEALTH, AND SUBSTANCE ABUSE LOCAL MATCHING GRANT PROGRAM		
	FROM GENERAL REVENUE FUND	3,000,000	
	From the funds in Specific Appropriation 352, the nonrecurring sum of \$3,000,000 from the General Revenue Fund is provided for the Public Safety, Mental Health, and Substance Abuse Local Matching Grant Program.		
352A	SPECIAL CATEGORIES		
	CHILDREN'S ACTION TEAMS FOR MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES		
	FROM GENERAL REVENUE FUND	750,000	
	From the funds in Specific Appropriation 352A, \$750,000 in nonrecurring funds from the General Revenue Fund is provided for the Manatee Glens Children's Community Mental Health Action Team.		
353	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CHILDREN'S MENTAL HEALTH SERVICES		
	FROM GENERAL REVENUE FUND	25,969,795	
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		8,224,898
	FROM FEDERAL GRANTS TRUST FUND		12,710,120
354	SPECIAL CATEGORIES		
	GRANTS AND AIDS - COMMUNITY MENTAL HEALTH SERVICES		
	FROM GENERAL REVENUE FUND	183,588,358	
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		16,455,974
	FROM TOBACCO SETTLEMENT TRUST FUND		206,775
	FROM FEDERAL GRANTS TRUST FUND		14,302,350
	FROM WELFARE TRANSITION TRUST FUND		7,357,585
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		445,370
	From the funds in Specific Appropriation 354, nonrecurring general revenue funds are provided for the following:		
	Camillus Life Center / Camillus House.....	250,000	
	Citrus Health Network.....	455,000	
	Douglas Garden Community Mental Health Center - HIV/AIDS		
	Mental Health Services.....	315,000	
	Miami Behavioral Health Center - Uninsured.....	250,000	
	Miami-Dade Forensic Alternative Center Pilot Program.....	1,596,282	
	Operation PAR Behavioral Health & Wellness.....	250,000	
	Pinellas Public Receiving Facility.....	500,000	
	New Horizons of the Treasure Coast - Crisis Stabilization Center Equipment.....	227,354	
	Apalachee Crisis Stabilization Unit.....	706,640	

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	The Manor - Mental Health Services.....		3,150,000
355	SPECIAL CATEGORIES		
	GRANTS AND AIDS - BAKER ACT SERVICES		
	FROM GENERAL REVENUE FUND	62,333,949	
356	SPECIAL CATEGORIES		
	GRANTS AND AIDS - OUTPATIENT BAKER ACT PILOT PROGRAM		
	FROM GENERAL REVENUE FUND	500,000	
357	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	6,560,370	
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		237,371
	FROM FEDERAL GRANTS TRUST FUND		1,332,212
	FROM WELFARE TRANSITION TRUST FUND		2,000
358	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	31,961,414	
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		34,349
	FROM FEDERAL GRANTS TRUST FUND		1,591,487
	FROM WELFARE TRANSITION TRUST FUND		86,286
	From the funds in Specific Appropriations 358 and 359, the Department of Children and Families shall execute contract amendments to increase the primary daily bed rate by 3 percent for the Florida Civil Commitment Center and by 1 percent for the South Florida Hospital, the South Florida Evaluation and Treatment Center, and the Treasure Coast Forensic Treatment Center. Such contract amendments shall expire on July 1, 2014.		
	From the funds in Specific Appropriation 358, the department may pay the contracted provider of operations at the Florida Civil Commitment Center (FCCC) a fixed-price unit rate of \$55.00 per bed day based on the midnight census to cover housing costs provided by the DeSoto County Sheriff. Eligible payments are for residents of FCCC that are in the DeSoto County Sheriff's custody after being arrested and charged for having committed a crime at the FCCC facility.		
359	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED PROFESSIONAL SERVICES		
	FROM GENERAL REVENUE FUND	95,810,898	
	FROM FEDERAL GRANTS TRUST FUND		13,467,628
360	SPECIAL CATEGORIES		
	PURCHASE OF THERAPEUTIC SERVICES FOR CHILDREN		
	FROM GENERAL REVENUE FUND	8,911,958	
361	SPECIAL CATEGORIES		
	GRANTS AND AIDS - INDIGENT PSYCHIATRIC MEDICATION PROGRAM		
	FROM GENERAL REVENUE FUND	8,280,276	
	From the funds in Specific Appropriation 361, \$1,500,000 in recurring general revenue funds is provided for medication assisted treatment.		
362	SPECIAL CATEGORIES		
	PRESCRIBED MEDICINE/DRUGS		
	FROM GENERAL REVENUE FUND	8,633,889	
	FROM FEDERAL GRANTS TRUST FUND		1,900,961
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		876,992
363	SPECIAL CATEGORIES		
	GRANTS AND AIDS - PURCHASED RESIDENTIAL TREATMENT SERVICES FOR EMOTIONALLY DISTURBED CHILDREN AND YOUTH		
	FROM GENERAL REVENUE FUND	19,618,052	
	From the funds in Specific Appropriation 363, the department may transfer up to \$15,770,636 from the General Revenue Fund to the Agency		

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for Health Care Administration to provide Medicaid coverage for children in the Statewide Inpatient Psychiatric Program (SIPP) and Residential Group Care beds. The department must transfer funds up to this amount to cover all services provided to Medicaid eligible children through the Statewide Inpatient Psychiatric Program and Residential Group Care beds. The remaining funds shall be used to provide residential services to non-Medicaid eligible children.

364	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	6,499,165	599,412
	FROM FEDERAL GRANTS TRUST FUND		
365	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	90,969	
366	SPECIAL CATEGORIES GRANTS AND AIDS - CHILDREN'S BAKER ACT SERVICES FROM GENERAL REVENUE FUND	14,021,460	
367	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM GENERAL REVENUE FUND	716,733	
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		1,129
	FROM WELFARE TRANSITION TRUST FUND		849
368	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	283,373	
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		17,982
	FROM FEDERAL GRANTS TRUST FUND		17,099
	FROM WELFARE TRANSITION TRUST FUND		4
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		5,210
369	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	26,223	1,541
	FROM FEDERAL GRANTS TRUST FUND		285
	FROM WELFARE TRANSITION TRUST FUND		
369A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY CRISIS STABILIZATION UNITS AND TRIAGE CENTERS FOR MENTAL HEALTH SERVICES - FIXED CAPITAL OUTLAY FROM GENERAL REVENUE FUND	1,600,000	
	From the funds in Specific Appropriation 369A, \$1,400,000 from nonrecurring general revenue funds is provided for capital improvements to the Mental Health Triage facility in Osceola County.		
	From the funds in Specific Appropriation 369A, \$200,000 from nonrecurring general revenue funds is provided for capital improvements to the Peace River Center Personal Development Crisis Stabilization Center and Triage facility.		
TOTAL:	MENTAL HEALTH SERVICES FROM GENERAL REVENUE FUND	585,902,685	139,895,203
	FROM TRUST FUNDS		
	TOTAL POSITIONS	3,111.00	
	TOTAL ALL FUNDS		725,797,888
PROGRAM: SUBSTANCE ABUSE PROGRAM			
SUBSTANCE ABUSE SERVICES			
	APPROVED SALARY RATE	2,144,643	
370	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	40.00	777,331

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	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		1,523,824
	FROM FEDERAL GRANTS TRUST FUND		456,786
371	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	84,736	
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		400,734
	FROM FEDERAL GRANTS TRUST FUND		346,597
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		314
372	EXPENSES FROM GENERAL REVENUE FUND	224,324	
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		280,493
	FROM FEDERAL GRANTS TRUST FUND		154,664
	FROM WELFARE TRANSITION TRUST FUND		28,420
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		1,925
373	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	318	
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		334
	FROM FEDERAL GRANTS TRUST FUND		333
374	SPECIAL CATEGORIES GRANTS AND AIDS - CHILDREN AND ADOLESCENT SUBSTANCE ABUSE SERVICES FROM GENERAL REVENUE FUND	38,772,119	
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		28,545,868
	FROM TOBACCO SETTLEMENT TRUST FUND		2,860,907
	FROM WELFARE TRANSITION TRUST FUND		640,000
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		84,918
	From the funds in Specific Appropriation 374, nonrecurring general revenue funds are provided for the following:		
	DACCO - Drug Abuse Comprehensive Coordinating Office.....	250,000	
	First Step - Mothers & Infants Program.....	278,100	
	Florida Certification Board (formerly Substance Abuse Prevention and Training Center).....	200,000	
	The Village - Substance Abuse Treatment Center for Girls....	100,000	
375	SPECIAL CATEGORIES GRANTS AND AIDS - COMMUNITY SUBSTANCE ABUSE SERVICES FROM GENERAL REVENUE FUND	43,452,696	
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		63,178,155
	FROM FEDERAL GRANTS TRUST FUND		3,153,354
	FROM WELFARE TRANSITION TRUST FUND		5,571,170
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		1,907,777
	From the funds in Specific Appropriation 375, \$1,300,000 from nonrecurring general revenue funds is provided for the St. Johns County Sheriff's Office substance abuse detoxification program.		
	From the funds in Specific Appropriation 375, nonrecurring general revenue funds are provided for the following:		
	AGAPE.....	250,000	
	Coconut Grove Behavioral Center.....	180,000	
	Community Substance Abuse - New Beginnings Program.....	135,000	
	Community Substance Abuse - Stewart Marchman Center.....	938,895	
	Drug Free Living - Brevard.....	500,000	
	Drug Free Living - Orange.....	725,000	
	Emergency Waiting List Reduction Program.....	90,000	
	First Step - Mothers and Infants Program.....	278,100	
	New Horizons Dual Diagnosis.....	90,000	
	Passage Way AfterCare.....	180,000	
	Project Warm.....	300,000	

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376	SPECIAL CATEGORIES CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	1,762,942		
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		607,017	
	FROM FEDERAL GRANTS TRUST FUND		115,593	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND			37,599
377	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	67,863		
	FROM FEDERAL GRANTS TRUST FUND			2,690,480
378	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND		36,361	
379	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND	7,896		
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND			6,930
	FROM FEDERAL GRANTS TRUST FUND			6
380	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	2,910		
	FROM FEDERAL GRANTS TRUST FUND			462
TOTAL:	SUBSTANCE ABUSE SERVICES			
	FROM GENERAL REVENUE FUND	85,189,496		
	FROM TRUST FUNDS		112,594,660	
	TOTAL POSITIONS	40.00		
	TOTAL ALL FUNDS		197,784,156	
PROGRAM: ECONOMIC SELF SUFFICIENCY PROGRAM				
ECONOMIC SELF SUFFICIENCY SERVICES				
	APPROVED SALARY RATE	154,873,566		
381	SALARIES AND BENEFITS POSITIONS	4,353.00		
	FROM GENERAL REVENUE FUND	99,764,444		
	FROM FEDERAL GRANTS TRUST FUND		77,502,039	
	FROM GRANTS AND DONATIONS TRUST FUND			4,262,877
	FROM WELFARE TRANSITION TRUST FUND			7,178,805
382	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND	1,447,103		
	FROM FEDERAL GRANTS TRUST FUND		1,533,441	
	FROM WELFARE TRANSITION TRUST FUND			224,298
383	EXPENSES			
	FROM GENERAL REVENUE FUND	15,319,346		
	FROM TOBACCO SETTLEMENT TRUST FUND		132,851	
	FROM FEDERAL GRANTS TRUST FUND		15,697,612	
	FROM WELFARE TRANSITION TRUST FUND			1,426,930
384	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND	1,393		
	FROM FEDERAL GRANTS TRUST FUND		23,574	
	FROM WELFARE TRANSITION TRUST FUND			4,283
385	SPECIAL CATEGORIES GRANTS AND AIDS - FEDERAL EMERGENCY SHELTER GRANT PROGRAM			
	FROM FEDERAL GRANTS TRUST FUND		5,351,369	
	FROM WELFARE TRANSITION TRUST FUND			787,953

From the funds in Specific Appropriation 385, the Department of Children and Families may accept and administer funding allocated to the State of Florida by the U.S. Department of Urban Development (HUD) for

SECTION 3 - HUMAN SERVICES

	the Emergency Solutions Grant (ESG) Program. The ESG Program will be administered by the Department of Children and Families in accordance with HUD rules and regulations. This funding may be granted by the state to local governments in the state, which may include cities and counties that are ESG grantees, or to private nonprofit organizations, if the local government where the project is located certifies its approval of the project. Initial preference will be given to local governments and nonprofit organizations in areas of the state where local governments do not receive funding directly from HUD. Grant applications will be ranked competitively based on grant application requirements and criteria published by the Department of Children and Families.			
386	SPECIAL CATEGORIES GRANTS AND AIDS - HOMELESS HOUSING ASSISTANCE GRANTS			
	FROM GENERAL REVENUE FUND	2,025,250		
	From the funds in Specific Appropriation 386, \$1,525,250 from nonrecurring general revenue funds is provided for the Transition House Homeless Veterans Program in Osceola County.			
	From the funds in Specific Appropriation 386, \$500,000 from nonrecurring general revenue funds is provided to the Manatee County One Stop Community Resource Center for the Turning Points Homeless Program.			
387	SPECIAL CATEGORIES CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	13,811,020		
	FROM FEDERAL GRANTS TRUST FUND		21,054,818	
	FROM WELFARE TRANSITION TRUST FUND			1,111,323
388	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	744,184		
	FROM FEDERAL GRANTS TRUST FUND		5,759,934	
	FROM WELFARE TRANSITION TRUST FUND			342,856
389	SPECIAL CATEGORIES GRANTS AND AIDS - LOCAL SERVICES PROGRAM			
	FROM FEDERAL GRANTS TRUST FUND			64,742,633
390	SPECIAL CATEGORIES PUBLIC ASSISTANCE FRAUD CONTRACT			
	FROM GENERAL REVENUE FUND	264,804		
	FROM FEDERAL GRANTS TRUST FUND		3,119,093	
	FROM WELFARE TRANSITION TRUST FUND			1,103,903
391	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	1,986,345		
	FROM FEDERAL GRANTS TRUST FUND		1,012,797	
	FROM WELFARE TRANSITION TRUST FUND			65,873
392	SPECIAL CATEGORIES SERVICES TO REPATRIATED AMERICANS			
	FROM FEDERAL GRANTS TRUST FUND			40,380
393	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS			
	FROM GENERAL REVENUE FUND	7,273		
	FROM FEDERAL GRANTS TRUST FUND		7,074	
	FROM WELFARE TRANSITION TRUST FUND			455
394	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND	510,282		
	FROM FEDERAL GRANTS TRUST FUND		527,137	
	FROM WELFARE TRANSITION TRUST FUND			37,513
395	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM FEDERAL GRANTS TRUST FUND			29,100
	FROM GRANTS AND DONATIONS TRUST FUND			29,517

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396	FINANCIAL ASSISTANCE PAYMENTS CASH ASSISTANCE FROM GENERAL REVENUE FUND	140,843,642	
	FROM WELFARE TRANSITION TRUST FUND		34,505,699
397	FINANCIAL ASSISTANCE PAYMENTS OPTIONAL STATE SUPPLEMENTATION PROGRAM FROM GENERAL REVENUE FUND	17,944,068	
398	FINANCIAL ASSISTANCE PAYMENTS PERSONAL CARE ALLOWANCE FROM GENERAL REVENUE FUND	344,456	
399	FINANCIAL ASSISTANCE PAYMENTS REFUGEE/ENTRANT ASSISTANCE FROM FEDERAL GRANTS TRUST FUND		15,231,735
TOTAL:	ECONOMIC SELF SUFFICIENCY SERVICES FROM GENERAL REVENUE FUND	295,013,610	
	FROM TRUST FUNDS		262,847,872
	TOTAL POSITIONS	4,353.00	
	TOTAL ALL FUNDS		557,861,482
TOTAL:	CHILDREN AND FAMILIES, DEPARTMENT OF FROM GENERAL REVENUE FUND	1,419,308,065	
	FROM TRUST FUNDS		1,343,987,317
	TOTAL POSITIONS	11,585.50	
	TOTAL ALL FUNDS		2,763,295,382
	TOTAL APPROVED SALARY RATE	449,500,608	
ELDER AFFAIRS, DEPARTMENT OF			
PROGRAM: SERVICES TO ELDERS PROGRAM			
COMPREHENSIVE ELIGIBILITY SERVICES			
	APPROVED SALARY RATE	10,042,357	
400	SALARIES AND BENEFITS POSITIONS	275.00	
	FROM GENERAL REVENUE FUND	3,445,165	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		10,183,038
401	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	135,250	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		807,828
402	EXPENSES FROM GENERAL REVENUE FUND	383,632	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		1,705,756
403	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	8,405	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		34,178
404	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	91,999	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		121,818
405	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	97,357	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		41,089
406	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	54,828	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		89,483

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407	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	25,908	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		74,846
TOTAL:	COMPREHENSIVE ELIGIBILITY SERVICES FROM GENERAL REVENUE FUND	4,242,544	
	FROM TRUST FUNDS		13,058,036
	TOTAL POSITIONS	275.00	
	TOTAL ALL FUNDS		17,300,580
HOME AND COMMUNITY SERVICES			
	APPROVED SALARY RATE	3,052,806	
408	SALARIES AND BENEFITS POSITIONS	66.50	
	FROM GENERAL REVENUE FUND	1,505,114	
	FROM FEDERAL GRANTS TRUST FUND		1,982,117
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		941,630
409	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	260,220	
	FROM ADMINISTRATIVE TRUST FUND		35,000
	FROM FEDERAL GRANTS TRUST FUND		774,434
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		205,507
410	EXPENSES FROM GENERAL REVENUE FUND	403,089	
	FROM ADMINISTRATIVE TRUST FUND		5,958
	FROM FEDERAL GRANTS TRUST FUND		1,085,024
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		450,427
411	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	5,905	
	FROM FEDERAL GRANTS TRUST FUND		5,000
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		5,000
412	SPECIAL CATEGORIES AGING AND ADULT SERVICES TRAINING AND EDUCATION FROM FEDERAL GRANTS TRUST FUND		119,493
412A	SPECIAL CATEGORIES GRANTS AND AIDS - ALZHEIMER'S DISEASE INITIATIVE FROM GENERAL REVENUE FUND	13,866,375	
From the funds in Specific Appropriation 412A, the following projects are funded from nonrecurring general revenue funds:			
	Mt. Sinai Memory Disorder Clinic.....		228,329
	Mt. Sinai Brain Bank.....		182,465
	Alzheimer's Community Care.....		1,200,000
414	SPECIAL CATEGORIES GRANTS AND AIDS - COMMUNITY CARE FOR THE ELDERLY FROM GENERAL REVENUE FUND	51,378,099	
	FROM FEDERAL GRANTS TRUST FUND		277,928
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		2,388,969
Funds in Specific Appropriation 414 appropriated for Aging Resource Centers shall be equally allocated to each Aging Resource Center at the beginning of the fiscal year. The department may re-allocate funds during the fiscal year based on negotiations with the Aging Resource Centers.			

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415	SPECIAL CATEGORIES GRANTS AND AIDS - HOME ENERGY ASSISTANCE FROM FEDERAL GRANTS TRUST FUND		5,963,764
416	SPECIAL CATEGORIES GRANTS AND AIDS - OLDER AMERICANS ACT PROGRAM FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	7,759,209	96,743,728
<p>From the funds in Specific Appropriation 416, \$7,270,661 from the General Revenue Fund is appropriated to the Area Agencies on Aging (AAA) in Planning and Service Areas 2, 3, 5, 6, 8, 9, 10 and 11 for existing local services that expand long-term care alternatives enabling elders to maintain an acceptable quality of life in their own homes and avoid or delay nursing home placement. Contracts shall be executed with the existing providers to ensure continuity of services to elders and caregivers through June 30, 2014. Beginning July 1, 2014, each AAA shall procure all services within this specific appropriation category through a competitive bidding process developed by the department.</p> <p>From the funds in Specific Appropriation 416, the nonrecurring sum of \$141,550 from the General Revenue Fund is provided to the Southeast Focal Early Bird P.M. Nutrition Center.</p>			
417	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	115,400	33,131 461,867 22,700 53,564
418	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	1,753,545	31,397 9,135,359 796,511
420	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	73,619	30,160
421	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	9,639	91 6,635 6,182
422	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	9,364	13,003 5,238
423	SPECIAL CATEGORIES GRANTS AND AIDS - OLDER AMERICANS ACT - AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FROM FEDERAL GRANTS TRUST FUND		500,000
424	SPECIAL CATEGORIES PROGRAM OF ALL-INCLUSIVE CARE FOR THE ELDERLY (PACE) FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	12,060,305	17,120,204

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From the funds in Specific Appropriation 424, \$1,075,224 from the General Revenue Fund and \$1,526,334 from the Operations and Maintenance Trust Fund are provided to increase the Program for All-Inclusive Care for the Elderly (PACE) by 150 slots for Hillsborough county, effective July 1, 2013.

424A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - ALZHEIMER'S COMMUNITY CARE AND SERVICES FROM GENERAL REVENUE FUND		300,000
<p>TOTAL: HOME AND COMMUNITY SERVICES FROM GENERAL REVENUE FUND FROM TRUST FUNDS</p> <p>TOTAL POSITIONS TOTAL ALL FUNDS</p>			
<p>EXECUTIVE DIRECTION AND SUPPORT SERVICES</p> <p>APPROVED SALARY RATE 3,801,339</p>			
425	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND	73.00 1,844,315	1,793,746 1,409,207
426	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND	89,463	456,484 629,837
427	EXPENSES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND	233,611	385,860 810,121
428	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND		2,000
429	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND	5,485	112,789 225,900
430	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND	78,697	3,242 20,686
431	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND	5,022	4,068 7,016
432	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	11,431	17,891
433	DATA PROCESSING SERVICES TECHNOLOGY RESOURCE CENTER - DEPARTMENT OF MANAGEMENT SERVICES FROM ADMINISTRATIVE TRUST FUND		5,288
434	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND	48,297	302,443 175,361

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FROM OPERATIONS AND MAINTENANCE TRUST FUND		19,582	
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM GENERAL REVENUE FUND	2,316,321		
FROM TRUST FUNDS		6,381,521	
TOTAL POSITIONS	73.00		
TOTAL ALL FUNDS			8,697,842
CONSUMER ADVOCATE SERVICES			
APPROVED SALARY RATE	1,391,604		
435 SALARIES AND BENEFITS POSITIONS	33.50		
FROM GENERAL REVENUE FUND		418,315	
FROM FEDERAL GRANTS TRUST FUND			1,445,478
436 OTHER PERSONAL SERVICES			
FROM ADMINISTRATIVE TRUST FUND		153,825	
FROM FEDERAL GRANTS TRUST FUND			405,633
437 EXPENSES			
FROM GENERAL REVENUE FUND		126,361	
FROM ADMINISTRATIVE TRUST FUND			109,973
FROM FEDERAL GRANTS TRUST FUND			107,427
438 SPECIAL CATEGORIES			
PUBLIC GUARDIANSHIP CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	1,937,527		
FROM ADMINISTRATIVE TRUST FUND			154,816
439 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND		6,760	
FROM ADMINISTRATIVE TRUST FUND			149,000
440 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	90,329		
FROM FEDERAL GRANTS TRUST FUND			7,023
441 SPECIAL CATEGORIES			
LONG TERM CARE OMBUDSMAN COUNCIL			
FROM GENERAL REVENUE FUND	872,350		
FROM FEDERAL GRANTS TRUST FUND			626,020
442 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND		50,092	
443 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	5,004		
FROM ADMINISTRATIVE TRUST FUND			118
FROM FEDERAL GRANTS TRUST FUND			9,532
TOTAL: CONSUMER ADVOCATE SERVICES			
FROM GENERAL REVENUE FUND	3,506,738		
FROM TRUST FUNDS		3,168,845	
TOTAL POSITIONS	33.50		
TOTAL ALL FUNDS			6,675,583
TOTAL: ELDER AFFAIRS, DEPARTMENT OF			
FROM GENERAL REVENUE FUND	99,565,486		
FROM TRUST FUNDS		161,808,423	
TOTAL POSITIONS	448.00		
TOTAL ALL FUNDS			261,373,909
TOTAL APPROVED SALARY RATE	18,288,106		

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HEALTH, DEPARTMENT OF

PROGRAM: EXECUTIVE DIRECTION AND SUPPORT

ADMINISTRATIVE SUPPORT

APPROVED SALARY RATE	19,301,762		
444 SALARIES AND BENEFITS POSITIONS	407.50		
FROM GENERAL REVENUE FUND		3,246,032	
FROM ADMINISTRATIVE TRUST FUND			20,041,937
445 OTHER PERSONAL SERVICES			
FROM ADMINISTRATIVE TRUST FUND			1,319,963
FROM FEDERAL GRANTS TRUST FUND			75,000
446 EXPENSES			
FROM GENERAL REVENUE FUND		1,735,516	
FROM ADMINISTRATIVE TRUST FUND			4,173,443
FROM FEDERAL GRANTS TRUST FUND			60,000
447 AID TO LOCAL GOVERNMENTS			
GRANTS AND AIDS - MINORITY HEALTH INITIATIVES			
FROM GENERAL REVENUE FUND		3,134,044	
448 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND		63,408	
FROM ADMINISTRATIVE TRUST FUND			382,600
449 SPECIAL CATEGORIES			
TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS			
FROM ADMINISTRATIVE TRUST FUND			39,296
450 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	1,122,032		
FROM ADMINISTRATIVE TRUST FUND			3,905,315
FROM FEDERAL GRANTS TRUST FUND			74,019
451 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND		166,579	
FROM ADMINISTRATIVE TRUST FUND			155,703
452 SPECIAL CATEGORIES			
TENANT BROKER COMMISSIONS			
FROM ADMINISTRATIVE TRUST FUND			1,584,000
453 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND	10,397		
FROM ADMINISTRATIVE TRUST FUND			11,439
454 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	45,235		
FROM ADMINISTRATIVE TRUST FUND			129,585
455 DATA PROCESSING SERVICES			
CHILDREN AND FAMILIES DATA CENTER			
FROM ADMINISTRATIVE TRUST FUND			1,282,859
456 DATA PROCESSING SERVICES			
SOUTHWOOD SHARED RESOURCE CENTER			
FROM GENERAL REVENUE FUND		120,788	
FROM ADMINISTRATIVE TRUST FUND			3,956,477
457 DATA PROCESSING SERVICES			
NORTHWOOD SHARED RESOURCE CENTER			
FROM GENERAL REVENUE FUND		648,998	
FROM ADMINISTRATIVE TRUST FUND			1,076,241

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459	DATA PROCESSING SERVICES NORTHWOOD SHARED RESOURCE CENTER (NSRC) DEPRECIATION FEDERAL SHARE BILLINGS FROM ADMINISTRATIVE TRUST FUND		17,011
TOTAL:	ADMINISTRATIVE SUPPORT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	10,293,029	38,284,888
	TOTAL POSITIONS	407.50	
	TOTAL ALL FUNDS		48,577,917

PROGRAM: COMMUNITY PUBLIC HEALTH

COMMUNITY HEALTH PROMOTION

The Florida Hospital/Sanford-Burnham Translational Research Institute is designated as a State of Florida resource for research in diabetes diagnosis, prevention and treatment. The Florida Sanford-Burnham Translational Research Institute may coordinate with the Department of Health on activities and grant opportunities in relation to research in diabetes diagnosis, prevention and treatment.

APPROVED SALARY RATE 10,652,414

460	SALARIES AND BENEFITS POSITIONS 230.50		
	FROM GENERAL REVENUE FUND	1,921,862	
	FROM ADMINISTRATIVE TRUST FUND		241,991
	FROM RAPE CRISIS PROGRAM TRUST FUND		87,010
	FROM TOBACCO SETTLEMENT TRUST FUND		300,036
	FROM EPILEPSY SERVICES TRUST FUND		63,262
	FROM FEDERAL GRANTS TRUST FUND		9,342,594
	FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND		1,136,299
	FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND		526,735

From the funds in Specific Appropriation 460, \$300,036 and four positions are provided to implement the Comprehensive Statewide Tobacco Education and Prevention Program in accordance with Section 27, Article X of the State Constitution.

461	OTHER PERSONAL SERVICES		
	FROM FEDERAL GRANTS TRUST FUND		762,340
	FROM GRANTS AND DONATIONS TRUST FUND		63,220
	FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND		132,326
	FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND		61,332

462	EXPENSES		
	FROM GENERAL REVENUE FUND	155,572	
	FROM ADMINISTRATIVE TRUST FUND		36,074
	FROM RAPE CRISIS PROGRAM TRUST FUND		11,379
	FROM EPILEPSY SERVICES TRUST FUND		31,044
	FROM BIOMEDICAL RESEARCH TRUST FUND		2,047
	FROM FEDERAL GRANTS TRUST FUND		3,103,481
	FROM GRANTS AND DONATIONS TRUST FUND		21,410
	FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND		447,752
	FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND		292,504

463	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - FAMILY PLANNING SERVICES		
	FROM GENERAL REVENUE FUND	4,245,455	
	FROM FEDERAL GRANTS TRUST FUND		1,067,783

463A	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - EPILEPSY SERVICES		
	FROM GENERAL REVENUE FUND	2,107,152	
	FROM EPILEPSY SERVICES TRUST FUND		1,427,831

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464	AID TO LOCAL GOVERNMENTS CONTRIBUTION TO COUNTY HEALTH UNITS FROM GENERAL REVENUE FUND		3,455,424
465	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - PRIMARY CARE PROGRAM FROM GENERAL REVENUE FUND		19,221,512

466	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - FLUORIDATION PROJECT FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND		150,000
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467	AID TO LOCAL GOVERNMENTS SCHOOL HEALTH SERVICES FROM GENERAL REVENUE FUND	1,006,487	
	FROM TOBACCO SETTLEMENT TRUST FUND		9,902,925
	FROM FEDERAL GRANTS TRUST FUND		9,125,846

468	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND		69,350
	FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND		25,000

469	SPECIAL CATEGORIES GRANTS AND AIDS - OUNCE OF PREVENTION FROM GENERAL REVENUE FUND	1,900,000	
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From the funds in Specific Appropriation 469, the Ounce of Prevention shall identify, fund and evaluate innovative prevention programs for at-risk children and families. The sum of \$250,000 shall be used for statewide public education campaigns on television and radio to educate the public on critical prevention issues facing Florida's at-risk children and families. The Ounce of Prevention shall contract with a non-profit corporation that provides matching funds in a three to one ratio.

470	SPECIAL CATEGORIES GRANTS AND AIDS - CRISIS COUNSELING FROM GENERAL REVENUE FUND	2,000,000	
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From the funds in Specific Appropriation 470, a minimum of 85 percent of the appropriated funds shall be spent on direct client services, direct service provider certification and Option Line.

The department shall award a contract to a current Florida Pregnancy Support Services Program (FPSSP) contract management provider that is a Florida non-profit corporation and recognized as tax exempt by the IRS under code section 501 (c)(3) for this Specific Appropriation. The contract shall provide for the development and implementation of certification standards and provide the required contract management of all sub-contracted direct service providers, Option Line and FPSSP website.

The department shall pay the non-profit contract management provider no less than \$380 per month per sub-contracted direct service provider for contract management and an FPSSP website.

The department is authorized to spend no more than \$50,000 for agency program oversight activities.

471	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	109,642	
	FROM ADMINISTRATIVE TRUST FUND		20,000
	FROM RAPE CRISIS PROGRAM TRUST FUND		500
	FROM FEDERAL GRANTS TRUST FUND		1,614,446
	FROM GRANTS AND DONATIONS TRUST FUND		5,740
	FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND		13,000
	FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND		305,500

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472	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	8,458,107	
	FROM ADMINISTRATIVE TRUST FUND		100,000
	FROM RAPE CRISIS PROGRAM TRUST FUND		1,505,421
	FROM FEDERAL GRANTS TRUST FUND		7,259,216
	FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND		2,075,773
	FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND		119,630

From the funds in Specific Appropriation 472, the following projects are funded from nonrecurring funds in the General Revenue Fund:

Florida Council Against Sexual Violence.....	2,500,000
Martin County Healthy Start Coalition.....	100,000
Lake Wales Dental Clinic.....	293,984
Florida International University-Neighborhood HELP Program.....	2,500,000
Evans Community School- Health Cottage.....	400,000

From the funds in Specific Appropriation 472, \$266,663 in recurring funds from the Federal Grants Trust Fund, Violence Against Women Act STOP Formula Grant is provided to the Florida Council Against Sexual Violence for the provision of training and technical assistance to certified rape crisis programs and allied professions.

473	SPECIAL CATEGORIES		
	GRANTS AND AIDS - HEALTHY START COALITIONS		
	FROM GENERAL REVENUE FUND	21,454,198	
	FROM FEDERAL GRANTS TRUST FUND		2,178,303
	FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND		6,542,389

473A	SPECIAL CATEGORIES		
	JAMES AND ESTHER KING BIOMEDICAL RESEARCH PROGRAM		
	FROM BIOMEDICAL RESEARCH TRUST FUND		7,150,000

473B	SPECIAL CATEGORIES		
	WILLIAM G. "BILL" BANKHEAD, JR., AND DAVID COLEY CANCER RESEARCH PROGRAM		
	FROM BIOMEDICAL RESEARCH TRUST FUND		5,000,000

473C	SPECIAL CATEGORIES		
	H. LEE MOFFITT CANCER CENTER AND RESEARCH INSTITUTE		
	FROM GENERAL REVENUE FUND	2,500,000	
	FROM BIOMEDICAL RESEARCH TRUST FUND		5,000,000

From the funds in Specific Appropriation 473C, \$2,500,000 in recurring funds from the General Revenue Fund is provided to the H. Lee Moffitt Cancer Center and Research Institute.

474	SPECIAL CATEGORIES		
	HEALTH EDUCATION RISK REDUCTION PROJECT		
	FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND		12,686

474A	SPECIAL CATEGORIES		
	BIOMEDICAL RESEARCH		
	FROM GENERAL REVENUE FUND	10,500,000	
	FROM BIOMEDICAL RESEARCH TRUST FUND		12,600,000

From the funds in Specific Appropriation 474A, \$2,500,000 in recurring funds from the General Revenue Fund and \$5,000,000 in recurring funds from the Biomedical Research Trust Fund are provided to the Shands Cancer Hospital.

From the funds in Specific Appropriation 474A, \$2,500,000 in recurring funds from the General Revenue Fund and \$5,000,000 in recurring funds from the Biomedical Research Trust Fund are provided to the Sylvester

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Cancer Center at the University of Miami.

From the funds in Specific Appropriation 474A, \$2,500,000 in recurring funds from the General Revenue Fund and \$2,600,000 in recurring funds from the Biomedical Research Trust Fund are provided for the Department of Health and the Sanford-Burnham Medical Research Institute to collaborate to establish activities and grant opportunities in relation to biomedical research.

From the funds in Specific Appropriation 474A, \$3,000,000 in nonrecurring funds from the General Revenue Fund is provided to the Torrey Pines Institute for Molecular Studies.

475	SPECIAL CATEGORIES		
	HEALTHY START COORDINATED CARE SYSTEM WAIVER		
	FROM GENERAL REVENUE FUND	15,171,241	
	FROM FEDERAL GRANTS TRUST FUND		22,932,070

476	SPECIAL CATEGORIES		
	GRANTS AND AIDS - FEDERAL NUTRITION PROGRAMS		
	FROM FEDERAL GRANTS TRUST FUND		468,942,752

477	SPECIAL CATEGORIES		
	FULL SERVICE SCHOOLS - INTERAGENCY COOPERATION		
	FROM GENERAL REVENUE FUND	6,000,000	
	FROM FEDERAL GRANTS TRUST FUND		2,500,000

478	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	53,504	
	FROM FEDERAL GRANTS TRUST FUND		43,305

480	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM FEDERAL GRANTS TRUST FUND		6,590
	FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND		1,526

481	SPECIAL CATEGORIES		
	COMPREHENSIVE STATEWIDE TOBACCO PREVENTION AND EDUCATION PROGRAM		
	FROM TOBACCO SETTLEMENT TRUST FUND		65,640,769

Funds in Specific Appropriation 481 shall be used to implement the Comprehensive Statewide Tobacco Education and Prevention Program in accordance with Section 27, Article X of the State Constitution as adjusted annually for inflation, using the Consumer Price Index as published by the United States Department of Labor. The appropriation shall be allocated as follows:

State & Community Interventions.....	10,853,646
State & Community Interventions - AHEC.....	5,432,534
Health Communications Interventions.....	21,858,376
Cessation Interventions.....	12,929,875
Cessation Interventions - AHEC.....	7,365,399
Surveillance & Evaluation.....	5,851,978
Administration & Management.....	1,348,961

From the funds in Specific Appropriation 481, the department may use nicotine replacements and other treatments approved by the federal Food and Drug Administration as part of smoking cessation interventions.

482	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	18,442	
	FROM ADMINISTRATIVE TRUST FUND		1,424
	FROM RAPE CRISIS PROGRAM TRUST FUND		712
	FROM FEDERAL GRANTS TRUST FUND		70,004
	FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND		8,024
	FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND		2,544

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483	QUALIFIED EXPENDITURE CATEGORY WOMEN, INFANTS AND CHILDREN DATA SYSTEM FROM FEDERAL GRANTS TRUST FUND		6,627,030
TOTAL:	COMMUNITY HEALTH PROMOTION FROM GENERAL REVENUE FUND FROM TRUST FUNDS	100,278,598	656,710,925
	TOTAL POSITIONS	230.50	
	TOTAL ALL FUNDS		756,989,523

DISEASE CONTROL AND HEALTH PROTECTION

	APPROVED SALARY RATE	14,721,803	
484	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND FROM RADIATION PROTECTION TRUST FUND	334.50 3,216,732	2,066,435 11,863,100 1,722,903 56,178 293,202
485	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	52,386	71,060 728,713 130,415 20,505
486	EXPENSES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND FROM RADIATION PROTECTION TRUST FUND	1,157,442	964,928 8,032,724 344,592 727,934 60,615
487	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - AIDS PATIENT CARE FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	12,609,807	7,560,522
488	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - RYAN WHITE CONSORTIA FROM FEDERAL GRANTS TRUST FUND		20,754,358

Funds in Specific Appropriation 488 from the Federal Grants Trust Fund are contingent upon sufficient state matching funds being identified to qualify for the federal Ryan White grant award. The Department of Health and the Department of Corrections shall collaborate in determining the amount of general revenue funds expended by the Department of Corrections for AIDS-related activities and services that qualify as state matching funds for the Ryan White grant.

489	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - STATEWIDE ACQUIRED IMMUNE DEFICIENCY SYNDROME (AIDS) NETWORKS FROM GENERAL REVENUE FUND		10,463,853
490	AID TO LOCAL GOVERNMENTS CONTRIBUTION TO COUNTY HEALTH UNITS FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	14,662,823	427,426 2,194,571
491	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	2,500	

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	FROM ADMINISTRATIVE TRUST FUND		15,000
	FROM FEDERAL GRANTS TRUST FUND		210,024
492A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND		190,000

From the funds in Specific Appropriation 492A, \$190,000 in nonrecurring funds from the General Revenue Fund is provided to Care Resource for the acquisition of a mobile health clinic to provide HIV/AIDS services to individuals in Miami-Dade and Broward counties.

493	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND FROM RADIATION PROTECTION TRUST FUND	1,815,183	335,165 5,856,290 838,038 609,948 1,500
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From the funds in Specific Appropriation 493, \$700,000 in nonrecurring funds from the General Revenue Fund is provided to the department to continue Phase III of the study authorized in Specific Appropriation 1682 of chapter 2008-152, Laws of Florida, which is scheduled to be completed January 16, 2015 based on the February 1, 2013 status report submitted by the department. The funds will be spent for field monitoring of performance and cost of technologies at various sites, sampling the soil and groundwater at various sites to determine how nitrogen moves, refinement of various models to show how nitrogen is affected by treatment in Florida-specific soils and final reporting on all tasks with recommendations of nitrogen reduction strategies for onsite sewage treatment and disposal systems. The department shall submit a final report upon completion of Phase III to the Governor, the President of the Senate, and the Speaker of the House of Representatives prior to proceeding with any nitrogen reduction activities.

494	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	1,590,876	11,896,717
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From the funds in Specific Appropriation 494, \$60,000 in nonrecurring funds from the General Revenue Fund is provided to Care Resource for operating expenses associated with the HIV/AIDS mobile health clinic.

495	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED PROFESSIONAL SERVICES FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	1,995,141	3,000,000
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496	SPECIAL CATEGORIES GRANTS AND AIDS - ACQUIRED IMMUNE DEFICIENCY SYNDROME (AIDS) INSURANCE CONTINUATION PROGRAM FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	6,454,951	8,516,293
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497	SPECIAL CATEGORIES PURCHASED CLIENT SERVICES FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	498,687	252,395
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498	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	162,599	211,066
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499	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND		21,756
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	FROM ADMINISTRATIVE TRUST FUND		1,748
	FROM FEDERAL GRANTS TRUST FUND		33,798
500	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	35,398	
	FROM ADMINISTRATIVE TRUST FUND		12,864
	FROM FEDERAL GRANTS TRUST FUND		102,968
	FROM GRANTS AND DONATIONS TRUST FUND		13,529
	FROM RADIATION PROTECTION TRUST FUND		1,780
501	SPECIAL CATEGORIES		
	OUTREACH FOR PREGNANT WOMEN FROM GENERAL REVENUE FUND	500,000	
TOTAL:	DISEASE CONTROL AND HEALTH PROTECTION FROM GENERAL REVENUE FUND	55,430,134	
	FROM TRUST FUNDS		89,929,304
	TOTAL POSITIONS	334.50	
	TOTAL ALL FUNDS		145,359,438
COUNTY HEALTH DEPARTMENTS LOCAL HEALTH NEEDS			
	APPROVED SALARY RATE	445,152,187	
502	SALARIES AND BENEFITS POSITIONS	11,319.75	
	FROM COUNTY HEALTH DEPARTMENT TRUST FUND		591,136,419
503	OTHER PERSONAL SERVICES		
	FROM COUNTY HEALTH DEPARTMENT TRUST FUND		46,697,185
504	EXPENSES		
	FROM COUNTY HEALTH DEPARTMENT TRUST FUND		108,420,681
505	AID TO LOCAL GOVERNMENTS		
	CONTRIBUTION TO COUNTY HEALTH UNITS FROM GENERAL REVENUE FUND	107,251,139	
	FROM TOBACCO SETTLEMENT TRUST FUND		2,451,522
	From the funds in Specific Appropriation 505, \$15,000 in recurring funds from the General Revenue Fund and \$15,000 in nonrecurring funds from the General Revenue Fund are provided to the Martin County Health Department to continue weekly water testing of sites surrounding the St. Lucie River Estuary.		
506	AID TO LOCAL GOVERNMENTS		
	COMMUNITY HEALTH INITIATIVES FROM GENERAL REVENUE FUND	1,895,274	
	FROM COUNTY HEALTH DEPARTMENT TRUST FUND		500,000
507	OPERATING CAPITAL OUTLAY		
	FROM COUNTY HEALTH DEPARTMENT TRUST FUND		11,235,802
508	LUMP SUM		
	COUNTY HEALTH DEPARTMENTS POSITIONS	200.00	
509	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES FROM COUNTY HEALTH DEPARTMENT TRUST FUND		2,809,253
510	SPECIAL CATEGORIES		
	CONTRACTED SERVICES FROM COUNTY HEALTH DEPARTMENT TRUST FUND		69,974,660

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511	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES FROM COUNTY HEALTH DEPARTMENT TRUST FUND		27,500
512	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE FROM COUNTY HEALTH DEPARTMENT TRUST FUND		6,909,762
513	SPECIAL CATEGORIES		
	DEFERRED-PAYMENT COMMODITY CONTRACTS FROM COUNTY HEALTH DEPARTMENT TRUST FUND		288,347
514	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM COUNTY HEALTH DEPARTMENT TRUST FUND		3,098,117
515	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM COUNTY HEALTH DEPARTMENT TRUST FUND		3,222,053
516	FIXED CAPITAL OUTLAY		
	CONSTRUCTION, RENOVATION, AND EQUIPMENT - COUNTY HEALTH DEPARTMENTS FROM GENERAL REVENUE FUND	42,650	
	FROM COUNTY HEALTH DEPARTMENT TRUST FUND		4,000,000
	From the funds in Specific Appropriation 516, \$42,650 in nonrecurring funds from the General Revenue Fund is provided to the Miami-Dade County Health Department for the Liberty City Health Clinic.		
	From the funds in Specific Appropriation 516, \$4,000,000 in nonrecurring funds from the County Health Department Trust Fund is provided for the completion of the Miami-Dade County Health Department parking structure and office tower.		
517	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY		
	MAINTENANCE AND REPAIR OF COUNTY HEALTH DEPARTMENTS FROM COUNTY HEALTH DEPARTMENT TRUST FUND		7,533,960
517A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY		
	GRANTS AND AIDS - HEALTH FACILITIES FROM GENERAL REVENUE FUND	950,000	
	From the funds in Specific Appropriation 517A, the following projects are funded from nonrecurring funds in the General Revenue Fund:		
	Little Havana Community Health Center and Medical Complex.....		250,000
	Memorial Healthcare System- Community Health Center.....		700,000
TOTAL:	COUNTY HEALTH DEPARTMENTS LOCAL HEALTH NEEDS FROM GENERAL REVENUE FUND	110,139,063	
	FROM TRUST FUNDS		858,305,261
	TOTAL POSITIONS	11,519.75	
	TOTAL ALL FUNDS		968,444,324
STATEWIDE PUBLIC HEALTH SUPPORT SERVICES			
	APPROVED SALARY RATE	29,696,067	
518	SALARIES AND BENEFITS POSITIONS	751.00	
	FROM GENERAL REVENUE FUND	6,860,119	
	FROM ADMINISTRATIVE TRUST FUND		768,116

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	FROM EMERGENCY MEDICAL SERVICES TRUST FUND	2,651,924
	FROM FEDERAL GRANTS TRUST FUND	9,622,314
	FROM GRANTS AND DONATIONS TRUST FUND	782,448
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND	2,330,277
	FROM PLANNING AND EVALUATION TRUST FUND	10,713,522
	FROM RADIATION PROTECTION TRUST FUND	5,677,903
519	OTHER PERSONAL SERVICES	
	FROM ADMINISTRATIVE TRUST FUND	10,000
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND	149,583
	FROM FEDERAL GRANTS TRUST FUND	429,601
	FROM GRANTS AND DONATIONS TRUST FUND	51,077
	FROM PLANNING AND EVALUATION TRUST FUND	689,100
	FROM RADIATION PROTECTION TRUST FUND	33,393
520	EXPENSES	
	FROM GENERAL REVENUE FUND	556,047
	FROM ADMINISTRATIVE TRUST FUND	185,224
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND	813,693
	FROM FEDERAL GRANTS TRUST FUND	4,751,688
	FROM GRANTS AND DONATIONS TRUST FUND	271,349
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND	647,947
	FROM PLANNING AND EVALUATION TRUST FUND	11,480,615
	FROM RADIATION PROTECTION TRUST FUND	1,659,875
521	AID TO LOCAL GOVERNMENTS	
	GRANTS AND AIDS - LOCAL HEALTH COUNCILS FROM GRANTS AND DONATIONS TRUST FUND	1,006,000
522	AID TO LOCAL GOVERNMENTS	
	GRANTS AND AIDS - EMERGENCY MEDICAL SERVICES COUNTY GRANTS FROM EMERGENCY MEDICAL SERVICES TRUST FUND	2,696,675
523	AID TO LOCAL GOVERNMENTS	
	GRANTS AND AIDS - EMERGENCY MEDICAL SERVICES MATCHING GRANTS FROM EMERGENCY MEDICAL SERVICES TRUST FUND	3,181,461
524	OPERATING CAPITAL OUTLAY	
	FROM GENERAL REVENUE FUND	53,693
	FROM ADMINISTRATIVE TRUST FUND	1,300
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND	16,932
	FROM FEDERAL GRANTS TRUST FUND	361,466
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND	9,000
	FROM PLANNING AND EVALUATION TRUST FUND	128,302
	FROM RADIATION PROTECTION TRUST FUND	56,997
525	SPECIAL CATEGORIES	
	ACQUISITION OF MOTOR VEHICLES FROM RADIATION PROTECTION TRUST FUND	210,856

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527	SPECIAL CATEGORIES	
	GRANTS AND AIDS - STRENGTHENING DOMESTIC SECURITY - BIOTERRORISM ENHANCEMENTS - HEALTH AND HOSPITALS FROM FEDERAL GRANTS TRUST FUND	28,146,674
528	SPECIAL CATEGORIES	
	CONTRACTED SERVICES	
	FROM GENERAL REVENUE FUND	237,564
	FROM ADMINISTRATIVE TRUST FUND	240,623
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND	1,107,458
	FROM FEDERAL GRANTS TRUST FUND	1,727,941
	FROM GRANTS AND DONATIONS TRUST FUND	100,781
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND	242,075
	FROM PLANNING AND EVALUATION TRUST FUND	5,859,214
	FROM RADIATION PROTECTION TRUST FUND	148,500
	From the funds in Specific Appropriation 528, \$50,000 in nonrecurring funds from the Planning and Evaluation Trust Fund is provided to upgrade the Laboratory Information Management System Specimen Gate.	
529	SPECIAL CATEGORIES	
	GRANTS AND AIDS - CONTRACTED SERVICES	
	FROM GENERAL REVENUE FUND	1,530,924
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND	1,919,836
530	SPECIAL CATEGORIES	
	DRUGS, VACCINES AND OTHER BIOLOGICALS	
	FROM GENERAL REVENUE FUND	24,477,280
	FROM FEDERAL GRANTS TRUST FUND	105,210,058
	FROM GRANTS AND DONATIONS TRUST FUND	18,140,807
	Funds in Specific Appropriation 530 from the Federal Grants Trust Fund are contingent upon sufficient state matching funds being identified to qualify for the federal Ryan White grant award. The Department of Health and the Department of Corrections shall collaborate in determining the amount of state general revenue funds expended by the Department of Corrections for AIDS-related activities and services that qualify as state matching funds for the Ryan White grant.	
531	SPECIAL CATEGORIES	
	GRANTS AND AIDS - RURAL HEALTH NETWORK GRANTS	
	FROM GENERAL REVENUE FUND	500,000
	FROM FEDERAL GRANTS TRUST FUND	574,305
532	SPECIAL CATEGORIES	
	BRAIN AND SPINAL CORD HOME AND COMMUNITY BASED SERVICES WAIVER	
	FROM GENERAL REVENUE FUND	2,798,385
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND	10,379,336
	From the funds in Specific Appropriation 532, \$740,000 in recurring funds from the General Revenue Fund is provided to address the deficit in the Brain and Spinal Cord Injury Program Home and Community Based Services Medicaid waiver.	
533	SPECIAL CATEGORIES	
	CYSTIC FIBROSIS HOME AND COMMUNITY BASED SERVICES WAIVER	
	FROM GENERAL REVENUE FUND	1,021,311
	FROM FEDERAL GRANTS TRUST FUND	1,449,803
534	SPECIAL CATEGORIES	
	PURCHASED CLIENT SERVICES	
	FROM GENERAL REVENUE FUND	1,000,000
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND	1,676,352

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535	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	3,200,942	
	FROM PLANNING AND EVALUATION TRUST FUND		128,512
	FROM RADIATION PROTECTION TRUST FUND		14,575
536	SPECIAL CATEGORIES GRANTS AND AIDS - STATE AND FEDERAL DISASTER RELIEF OPERATIONS FROM FEDERAL GRANTS TRUST FUND		1,000,000
537	SPECIAL CATEGORIES GRANTS AND AIDS - TRAUMA CARE FROM EMERGENCY MEDICAL SERVICES TRUST FUND		12,093,747
538	SPECIAL CATEGORIES GRANTS AND AIDS - SPINAL CORD RESEARCH FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND		4,000,000
539	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM PLANNING AND EVALUATION TRUST FUND		98,943
540	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	13,755	1,639
	FROM ADMINISTRATIVE TRUST FUND		11,775
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND		2,304
	FROM FEDERAL GRANTS TRUST FUND		767
	FROM GRANTS AND DONATIONS TRUST FUND		47,576
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND		97,561
	FROM PLANNING AND EVALUATION TRUST FUND		1,052
	FROM RADIATION PROTECTION TRUST FUND		
541	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	99,718	5,184
	FROM ADMINISTRATIVE TRUST FUND		23,184
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND		67,208
	FROM FEDERAL GRANTS TRUST FUND		6,455
	FROM GRANTS AND DONATIONS TRUST FUND		21,791
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND		77,497
	FROM PLANNING AND EVALUATION TRUST FUND		38,933
	FROM RADIATION PROTECTION TRUST FUND		
542	SPECIAL CATEGORIES MEDICALLY FRAGILE ENHANCEMENT PAYMENT FROM GENERAL REVENUE FUND	610,020	
543	FIXED CAPITAL OUTLAY HEALTH FACILITIES REPAIR AND MAINTENANCE - STATEWIDE FROM PLANNING AND EVALUATION TRUST FUND		1,499,372
From the funds in Specific Appropriation 543, the following projects are funded from nonrecurring funds in the Planning and Evaluation Trust Fund:			
	Jacksonville Lab.....		148,600

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	Miami Lab.....		818,202
	Tampa Lab.....		532,570
TOTAL: STATEWIDE PUBLIC HEALTH SUPPORT SERVICES			
	FROM GENERAL REVENUE FUND	42,959,758	
	FROM TRUST FUNDS		257,550,476
	TOTAL POSITIONS	751.00	
	TOTAL ALL FUNDS		300,510,234
PROGRAM: CHILDREN'S MEDICAL SERVICES			
CHILDREN'S SPECIAL HEALTH CARE			
	APPROVED SALARY RATE	30,342,028	
544	SALARIES AND BENEFITS POSITIONS	732.00	
	FROM GENERAL REVENUE FUND	16,430,905	
	FROM DONATIONS TRUST FUND		15,122,282
	FROM FEDERAL GRANTS TRUST FUND		6,384,773
545	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	140,466	
	FROM DONATIONS TRUST FUND		89,063
	FROM FEDERAL GRANTS TRUST FUND		388,687
546	EXPENSES		
	FROM GENERAL REVENUE FUND	1,312,787	
	FROM DONATIONS TRUST FUND		3,590,549
	FROM FEDERAL GRANTS TRUST FUND		2,815,502
547	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	29,319	
	FROM DONATIONS TRUST FUND		35,629
	FROM FEDERAL GRANTS TRUST FUND		106,825
	FROM GRANTS AND DONATIONS TRUST FUND		522,300
548	SPECIAL CATEGORIES GRANTS AND AIDS - CHILDREN'S MEDICAL SERVICES NETWORK		
	FROM GENERAL REVENUE FUND	16,112,931	
	FROM TOBACCO SETTLEMENT TRUST FUND		11,775,196
	FROM DONATIONS TRUST FUND		159,087,270
	FROM FEDERAL GRANTS TRUST FUND		553,738
	FROM GRANTS AND DONATIONS TRUST FUND		300,400
	FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND		8,258,090
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		1,613,263
Funds in Specific Appropriation 548 shall not be used to support continuing education courses or training for health professionals or staff employed by the Children's Medical Services (CMS) Network or under contract with the department. This limitation shall include, but not be limited to: classroom instruction, train the trainer, or web-based continuing education courses that may be considered professional development, or that results in continuing education credits that may be applied towards the initial or subsequent renewal of a health professional's license. This does not preclude the CMS Network from providing information on treatment methodologies or best practices to appropriate CMS network health professionals, staff or contractors.			
From the funds in Specific Appropriation 548, the department shall transfer an amount not to exceed \$450,000 from the General Revenue Fund to the Agency for Health Care Administration for Medicaid reimbursable services that support children enrolled in contracted medical foster care programs.			
From the funds in Specific Appropriation 548, \$438,000 in nonrecurring funds from the General Revenue Fund is provided to the St. Joseph's Children's Hospital.			
549	SPECIAL CATEGORIES GRANTS AND AIDS - MEDICAL SERVICES FOR ABUSED/NEGLECTED CHILDREN FROM GENERAL REVENUE FUND		12,292,307

SECTION 3 - HUMAN SERVICES

	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		5,763,295
550	SPECIAL CATEGORIES CONTRACTED SERVICES FROM DONATIONS TRUST FUND	1,826,075	
	FROM FEDERAL GRANTS TRUST FUND	82,405	
	FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND	281,710	
551	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND	1,058,501	
552	SPECIAL CATEGORIES POISON CONTROL CENTER FROM GENERAL REVENUE FUND	1,591,693	
553	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	162,816	
	FROM DONATIONS TRUST FUND		710,876
554	SPECIAL CATEGORIES GRANTS AND AIDS - DEVELOPMENTAL EVALUATION AND INTERVENTION SERVICES/PART C FROM GENERAL REVENUE FUND	24,904,932	
	FROM TOBACCO SETTLEMENT TRUST FUND	3,817,556	
	FROM FEDERAL GRANTS TRUST FUND	27,287,141	
	From the funds in Specific Appropriation 554, \$4,010,274 from the General Revenue Fund is provided as the state match for Medicaid reimbursable early intervention services in Specific Appropriation 200.		
555	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	82,009	
	FROM DONATIONS TRUST FUND		121,245
	FROM FEDERAL GRANTS TRUST FUND		75,871
556	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	158,229	
	FROM DONATIONS TRUST FUND		116,469
	FROM FEDERAL GRANTS TRUST FUND		48,162
TOTAL:	CHILDREN'S SPECIAL HEALTH CARE FROM GENERAL REVENUE FUND	74,276,895	
	FROM TRUST FUNDS		250,774,372
	TOTAL POSITIONS	732.00	
	TOTAL ALL FUNDS		325,051,267
PROGRAM: HEALTH CARE PRACTITIONER AND ACCESS			
MEDICAL QUALITY ASSURANCE			
	APPROVED SALARY RATE	21,899,176	
557	SALARIES AND BENEFITS POSITIONS FROM MEDICAL QUALITY ASSURANCE TRUST FUND	597.00	
			30,074,760
558	OTHER PERSONAL SERVICES FROM GRANTS AND DONATIONS TRUST FUND	238,222	
	FROM MEDICAL QUALITY ASSURANCE TRUST FUND	5,365,666	
559	EXPENSES FROM FEDERAL GRANTS TRUST FUND	17,775	
	FROM GRANTS AND DONATIONS TRUST FUND	60,373	
	FROM MEDICAL QUALITY ASSURANCE TRUST FUND	7,046,383	

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560	OPERATING CAPITAL OUTLAY FROM MEDICAL QUALITY ASSURANCE TRUST FUND		57,604
561	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM MEDICAL QUALITY ASSURANCE TRUST FUND		13,000
562	SPECIAL CATEGORIES UNLICENSED ACTIVITIES FROM MEDICAL QUALITY ASSURANCE TRUST FUND		1,231,856
563	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM MEDICAL QUALITY ASSURANCE TRUST FUND		328,640
564	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND		213,944
	FROM GRANTS AND DONATIONS TRUST FUND		107,908
	FROM MEDICAL QUALITY ASSURANCE TRUST FUND		13,825,119
565	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM MEDICAL QUALITY ASSURANCE TRUST FUND		471,042
566	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM MEDICAL QUALITY ASSURANCE TRUST FUND		339,364
567	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GRANTS AND DONATIONS TRUST FUND		446
	FROM MEDICAL QUALITY ASSURANCE TRUST FUND		246,982
TOTAL:	MEDICAL QUALITY ASSURANCE FROM TRUST FUNDS		59,639,084
	TOTAL POSITIONS	597.00	
	TOTAL ALL FUNDS		59,639,084
PROGRAM: DISABILITY DETERMINATIONS			
DISABILITY BENEFITS DETERMINATION			
	APPROVED SALARY RATE	49,870,693	
568	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	1,226.00	
	FROM FEDERAL GRANTS TRUST FUND		576,092
	FROM U.S. TRUST FUND		650,435
			72,105,827
569	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	25,996	
	FROM FEDERAL GRANTS TRUST FUND		27,001
	FROM U.S. TRUST FUND		16,095,631
570	EXPENSES FROM GENERAL REVENUE FUND	118,839	
	FROM FEDERAL GRANTS TRUST FUND		138,434
	FROM U.S. TRUST FUND		22,860,399
571	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	4,000	
	FROM FEDERAL GRANTS TRUST FUND		4,000

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	FROM U.S. TRUST FUND		450,000
572	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	135,331	
	FROM FEDERAL GRANTS TRUST FUND		139,818
	FROM U.S. TRUST FUND		36,244,419
573	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	1,784	
	FROM FEDERAL GRANTS TRUST FUND		1,784
	FROM U.S. TRUST FUND		377,610
574	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM FEDERAL GRANTS TRUST FUND		1,000
	FROM U.S. TRUST FUND		2,334
575	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	3,857	
	FROM FEDERAL GRANTS TRUST FUND		3,914
	FROM U.S. TRUST FUND		423,718
TOTAL:	DISABILITY BENEFITS DETERMINATION		
	FROM GENERAL REVENUE FUND	865,899	
	FROM TRUST FUNDS		149,526,324
	TOTAL POSITIONS	1,226.00	
	TOTAL ALL FUNDS		150,392,223
TOTAL:	HEALTH, DEPARTMENT OF		
	FROM GENERAL REVENUE FUND	394,243,376	
	FROM TRUST FUNDS		2,360,720,634
	TOTAL POSITIONS	15,798.25	
	TOTAL ALL FUNDS		2,754,964,010
	TOTAL APPROVED SALARY RATE	621,636,130	
VETERANS' AFFAIRS, DEPARTMENT OF			
PROGRAM: SERVICES TO VETERANS' PROGRAM			
VETERANS' HOMES			
	APPROVED SALARY RATE	30,327,168	
576	SALARIES AND BENEFITS POSITIONS	978.00	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		43,699,649
577	OTHER PERSONAL SERVICES		
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		2,986,987
578	EXPENSES		
	FROM GRANTS AND DONATIONS TRUST		
	FUND		40,200
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		15,661,223
579	OPERATING CAPITAL OUTLAY		
	FROM GRANTS AND DONATIONS TRUST		
	FUND		33,700
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		366,994
580	FOOD PRODUCTS		
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		3,226,561
581	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES		
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		391,299

SECTION 3 - HUMAN SERVICES

582	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		9,381,854
583	SPECIAL CATEGORIES RECREATIONAL EQUIPMENT AND SUPPLIES		
	FROM GRANTS AND DONATIONS TRUST		
	FUND		72,500
584	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		2,304,607
585	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		369,836
586	FIXED CAPITAL OUTLAY MAINTENANCE AND REPAIR OF STATE-OWNED RESIDENTIAL FACILITIES FOR VETERANS		
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		550,000
	FROM STATE HOMES FOR VETERANS		
	TRUST FUND		2,052,000
TOTAL:	VETERANS' HOMES		
	FROM TRUST FUNDS		81,137,410
	TOTAL POSITIONS	978.00	
	TOTAL ALL FUNDS		81,137,410
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	APPROVED SALARY RATE	1,595,858	
587	SALARIES AND BENEFITS POSITIONS	26.50	
	FROM GENERAL REVENUE FUND	2,040,353	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		84,975
588	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND		19,765
589	EXPENSES		
	FROM GENERAL REVENUE FUND		695,370
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		110,431
590	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND		120,512
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		1,827
591	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND		110,882
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		930,600
592	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND		13,507
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		27
593	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND		9,480
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		354

SECTION 3 - HUMAN SERVICES

594	DATA PROCESSING SERVICES		
	SOUTHWOOD SHARED RESOURCE CENTER		
	FROM GENERAL REVENUE FUND	10,794	
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES		
	FROM GENERAL REVENUE FUND	3,020,663	
	FROM TRUST FUNDS		1,128,214
	TOTAL POSITIONS	26.50	
	TOTAL ALL FUNDS		4,148,877
VETERANS' BENEFITS AND ASSISTANCE			
	APPROVED SALARY RATE	4,350,521	
595	SALARIES AND BENEFITS POSITIONS	99.00	
	FROM GENERAL REVENUE FUND	4,043,867	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		1,547,290
596	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	12,000	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		10,000
597	EXPENSES		
	FROM GENERAL REVENUE FUND	208,653	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		230,713
598	OPERATING CAPITAL OUTLAY		
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		5,827
599	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	2,569	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		4,000
600	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	7,036	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		3,600
601	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	28,118	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		7,549
TOTAL:	VETERANS' BENEFITS AND ASSISTANCE		
	FROM GENERAL REVENUE FUND	4,302,243	
	FROM TRUST FUNDS		1,808,979
	TOTAL POSITIONS	99.00	
	TOTAL ALL FUNDS		6,111,222
TOTAL:	VETERANS' AFFAIRS, DEPARTMENT OF		
	FROM GENERAL REVENUE FUND	7,322,906	
	FROM TRUST FUNDS		84,074,603
	TOTAL POSITIONS	1,103.50	
	TOTAL ALL FUNDS		91,397,509
	TOTAL APPROVED SALARY RATE	36,273,547	

SECTION 3 - HUMAN SERVICES

TOTAL OF SECTION 3	
FROM GENERAL REVENUE FUND	7,746,554,782
FROM TRUST FUNDS	23,022,708,359
TOTAL POSITIONS	33,498.25
TOTAL ALL FUNDS	30,769,263,141

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

SPECIFIC APPROPRIATION

The moneys contained herein are appropriated from the named funds to the Department of Corrections, Justice Administration, Department of Juvenile Justice, Florida Department of Law Enforcement, Department of Legal Affairs/Attorney General, and the Parole Commission as the amounts to be used to pay the salaries, other operational expenditures and fixed capital outlay of the named agencies.

CORRECTIONS, DEPARTMENT OF

From the funds in Specific Appropriations 602 through 736, each provider contracting with the Department of Corrections must provide the department with a proposal prior to the release of funds that details the services that will be delivered, the expected results, and recommended performance measures. The department and each provider must execute a contract before the release of any funds, and the contract documents must include mutually agreed upon performance measures. Each provider must provide quarterly performance reports to the department. Funds shall only be released to providers whose performance reports indicate successful compliance with the performance measures described in the contract.

The Department of Corrections shall develop and use a uniform format and uniform methodologies for the purpose of reporting annually to the Governor and to the Legislature on the state prison system. Such reports shall include a comprehensive plan for current facility use and any departures from planned facility use, including opening new facilities, renovating or closing existing facilities, and advancing or delaying the opening of new or renovated facilities. The report shall include the maximum capacity of currently operating facilities and the potential maximum capacity of facilities that the department could make operational within the fiscal year. The report shall also identify appropriate sites for future facilities and provide information to support specified locations, such as availability of personnel in local labor markets. Reports should include updated infrastructure needs for existing or future facilities. Each report should reconcile capacity figures to the immediately preceding report. For the purpose of this paragraph, maximum capacity shall be calculated and displayed pursuant to section 944.023(1)(b), Florida Statutes. The department may provide additional analysis of current and future bed needs based on such factors as deemed necessary by the Secretary. The next report shall be due January 1, 2014.

From the funds in Specific Appropriations 602 through 736, the Department of Corrections shall, before closing, substantially reducing the use of, or changing the purpose of any state correctional institution as defined in section 944.02, Florida Statutes, submit its proposal to the Governor's Office of Policy and Budget and the chairs of the Senate Appropriations Committee and the House Appropriations Committee for review.

Funds in Specific Appropriation 602 through 736 shall not be used to pay for unoccupied space currently being leased by the Department of Corrections in the event the leases are vacant on or after July 1, 2013, and for which it has been determined by the Secretary of the department that there is no longer a need.

PROGRAM: DEPARTMENT ADMINISTRATION

BUSINESS SERVICE CENTERS

	APPROVED SALARY RATE	9,038,192		
602	SALARIES AND BENEFITS	POSITIONS	239.00	
	FROM GENERAL REVENUE FUND		11,484,419	
	FROM ADMINISTRATIVE TRUST FUND			1,014,632
603	EXPENSES			
	FROM GENERAL REVENUE FUND		79,817	
	FROM ADMINISTRATIVE TRUST FUND			133,494

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

604	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND		46,507	
605	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND		138,653	
606	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND		2,315	
607	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND		2,698	
TOTAL:	BUSINESS SERVICE CENTERS FROM GENERAL REVENUE FUND FROM TRUST FUNDS		11,754,409	1,148,126
	TOTAL POSITIONS	239.00		
	TOTAL ALL FUNDS			12,902,535
EXECUTIVE DIRECTION AND SUPPORT SERVICES				
	APPROVED SALARY RATE	12,688,626		
608	SALARIES AND BENEFITS	POSITIONS	263.00	
	FROM GENERAL REVENUE FUND		6,364,109	
	FROM ADMINISTRATIVE TRUST FUND			2,348,101
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND			79,133
609	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND		22,090	292,906
610	EXPENSES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		946,141	491,826 1,083,200
611	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND FROM FEDERAL GRANTS TRUST FUND		20,227	30,160 240,600 101,840
613	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM GENERAL REVENUE FUND		81,486	
614	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND FROM FEDERAL GRANTS TRUST FUND		2,988,509	200,000 347,650
615	SPECIAL CATEGORIES TRANSFER TO GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND			10,000,000

Funds in Specific Appropriation 615 are from reimbursements from the U. S. Government for incarcerating aliens in Florida's prisons. If total reimbursements exceed \$10,000,000, the department shall submit a budget amendment in accordance with all applicable provisions of chapter 216, Florida Statutes, requesting additional budget authority to transfer the balance to the General Revenue Fund.

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

616	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	342,010	
617	SPECIAL CATEGORIES TENANT BROKER COMMISSIONS FROM ADMINISTRATIVE TRUST FUND		22,590
618	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	36,220	
619	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	8,264,514	57,092
	FROM ADMINISTRATIVE TRUST FUND		117,744
	FROM CORRECTIONAL WORK PROGRAM TRUST FUND		117,744
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND	19,065,306	
	FROM TRUST FUNDS		15,412,842
	TOTAL POSITIONS	263.00	
	TOTAL ALL FUNDS		34,478,148

INFORMATION TECHNOLOGY

	APPROVED SALARY RATE	7,856,445	
620	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	161.50	
	FROM ADMINISTRATIVE TRUST FUND	8,690,586	1,089,647
621	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND		13,500
622	EXPENSES FROM GENERAL REVENUE FUND	909,224	
	FROM ADMINISTRATIVE TRUST FUND		24,271
623	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	127,720	
624	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	2,084,778	
	FROM ADMINISTRATIVE TRUST FUND		7,812
625	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	50,839	
626	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM GENERAL REVENUE FUND	45,329	
627	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	1,270	
628	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	1,157	
629	DATA PROCESSING SERVICES TECHNOLOGY RESOURCE CENTER - DEPARTMENT OF MANAGEMENT SERVICES FROM GENERAL REVENUE FUND	102,717	
630	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM GENERAL REVENUE FUND		4

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

631	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM GENERAL REVENUE FUND	9,718,104	
	FROM ADMINISTRATIVE TRUST FUND		7,074
TOTAL:	INFORMATION TECHNOLOGY FROM GENERAL REVENUE FUND	21,745,228	
	FROM TRUST FUNDS		1,128,804
	TOTAL POSITIONS	161.50	
	TOTAL ALL FUNDS		22,874,032

PROGRAM: SECURITY AND INSTITUTIONAL OPERATIONS

From the funds in Specific Appropriation 644K, \$339,242 is provided to Moore Haven Correctional Facility as payment in lieu of ad valorem taxation for distribution to local government taxing authorities. These funds may not be distributed if there are outstanding claims for ad valorem taxes due on the property at issue and may not be distributed until the property is reclassified on the real property and tangible personal property rolls as State Government property back to the date the finance corporation or other state entity acquired the title thereto. These distributions shall be adjusted, with respect to any facility, to reimburse the Department of Corrections for the total amounts expended by the state in resisting the imposition of such ad valorem tax claims, including all attorneys' fees and costs actually incurred by the state's agencies.

Funds and positions in Specific Appropriations 602 through 678 and 701 through 736 support the state's inmate population. These funds and positions are sufficient to provide housing and security for 100,359 inmates when fully annualized. Variable expenses, maintenance, and health services funds are provided for an average daily population of 100,028 inmates.

Funds and positions in Specific Appropriations 602 through 678 and 701 through 736 are provided to address security needs for the prison population expected in Fiscal Year 2013-2014, as projected by the Criminal Justice Estimating Conference.

From the funds in Specific Appropriations 602 through 678 and 701 through 736, the Department of Corrections shall open the 432-bed Gadsden Re-Entry Center as a substance abuse treatment and vocational training center serving inmates within three years of release from prison. The Department of Corrections will issue a competitive solicitation for program services for inmates at the Gadsden Re-Entry Center. The program will be performance-based to maximize the number of inmates receiving treatment. At least 70 percent of the inmate population shall be actively enrolled in treatment programs. In addition, an advisory group for the re-entry program will be established by the Department of Corrections to provide accountability through oversight in program planning, design and evaluation to ensure that the re-entry program provides the optimal performance.

ADULT MALE CUSTODY OPERATIONS

	APPROVED SALARY RATE	323,604,412	
644A	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	8,373.00	
	FROM FEDERAL GRANTS TRUST FUND	406,482,871	348,541
644B	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	4,404,673	
	FROM GRANTS AND DONATIONS TRUST FUND		91,000
644C	EXPENSES FROM GENERAL REVENUE FUND	25,461,844	
	FROM FEDERAL GRANTS TRUST FUND		216,949
	FROM GRANTS AND DONATIONS TRUST FUND		240,389
644D	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	404,698	
	FROM FEDERAL GRANTS TRUST FUND		750,000

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	FROM GRANTS AND DONATIONS TRUST FUND		250,000	
644E	FOOD PRODUCTS FROM GENERAL REVENUE FUND	28,746,435		
	FROM FEDERAL GRANTS TRUST FUND		83,421	
644F	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	5,377,258		
	FROM FEDERAL GRANTS TRUST FUND		273,617	
644G	SPECIAL CATEGORIES FOOD SERVICE AND PRODUCTION FROM GENERAL REVENUE FUND	2,994,823		
	FROM FEDERAL GRANTS TRUST FUND		118,172	
644H	SPECIAL CATEGORIES OVERTIME FROM GENERAL REVENUE FUND	523,270		
644I	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	16,481,198		
	FROM SALE OF GOODS AND SERVICES CLEARING TRUST FUND		1,048,049	
644J	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	6,711,717		
644K	SPECIAL CATEGORIES PRIVATE PRISON OPERATIONS FROM GENERAL REVENUE FUND	117,146,908		
	FROM PRIVATELY OPERATED INSTITUTIONS INMATE WELFARE TRUST FUND		1,300,586	
644L	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	511,746		
644M	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	249,056		
TOTAL:	ADULT MALE CUSTODY OPERATIONS FROM GENERAL REVENUE FUND	615,496,497		
	FROM TRUST FUNDS		4,720,724	
	TOTAL POSITIONS	8,373.00		
	TOTAL ALL FUNDS		620,217,221	
ADULT AND YOUTHFUL OFFENDER FEMALE CUSTODY OPERATIONS				
	APPROVED SALARY RATE	34,144,807		
644N	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	813.00		
	FROM GRANTS AND DONATIONS TRUST FUND	34,869,243		
			122,330	
644O	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	331,284		
	FROM GRANTS AND DONATIONS TRUST FUND		32,884	
644P	EXPENSES FROM GENERAL REVENUE FUND	1,994,239		
	FROM GRANTS AND DONATIONS TRUST FUND		50,703	
644Q	FOOD PRODUCTS FROM GENERAL REVENUE FUND	2,406,265		

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	FROM GRANTS AND DONATIONS TRUST FUND			15,841
644R	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND		625,305	
644S	SPECIAL CATEGORIES FOOD SERVICE AND PRODUCTION FROM GENERAL REVENUE FUND		180,841	
	FROM GRANTS AND DONATIONS TRUST FUND			22,509
644T	SPECIAL CATEGORIES OVERTIME FROM GENERAL REVENUE FUND		469,295	
644U	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND		3,822,196	
644V	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND		341,923	
644W	SPECIAL CATEGORIES PRIVATE PRISON OPERATIONS FROM GENERAL REVENUE FUND	23,767,152		
	FROM PRIVATELY OPERATED INSTITUTIONS INMATE WELFARE TRUST FUND			597,359
644X	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND		80,162	
644Y	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND		9,520	
TOTAL:	ADULT AND YOUTHFUL OFFENDER FEMALE CUSTODY OPERATIONS FROM GENERAL REVENUE FUND		68,897,425	
	FROM TRUST FUNDS			841,626
	TOTAL POSITIONS	813.00		
	TOTAL ALL FUNDS			69,739,051
MALE YOUTHFUL OFFENDER CUSTODY OPERATIONS				
	APPROVED SALARY RATE	13,199,764		
644Z	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	102.00		
	FROM FEDERAL GRANTS TRUST FUND		14,051,403	
				503,864
644AA	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND		247,841	
644AB	EXPENSES FROM GENERAL REVENUE FUND		77,143	
	FROM FEDERAL GRANTS TRUST FUND			24,336
644AC	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND		20,185	
	FROM FEDERAL GRANTS TRUST FUND			500,000
644AD	FOOD PRODUCTS FROM GENERAL REVENUE FUND		1,334,376	
	FROM FEDERAL GRANTS TRUST FUND			483,667
644AE	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND		29,599	

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644AF SPECIAL CATEGORIES FOOD SERVICE AND PRODUCTION FROM GENERAL REVENUE FUND	197,340	
FROM FEDERAL GRANTS TRUST FUND		191,046
644AG SPECIAL CATEGORIES OVERTIME FROM GENERAL REVENUE FUND	486,977	
644AH SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	2,246,176	
644AI SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	159,226	
644AJ SPECIAL CATEGORIES PRIVATE PRISON OPERATIONS FROM GENERAL REVENUE FUND	18,785,436	
FROM PRIVATELY OPERATED INSTITUTIONS INMATE WELFARE TRUST FUND		195,403
644AK SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	38,675	
644AL SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	6,897	812
FROM FEDERAL GRANTS TRUST FUND		
TOTAL: MALE YOUTHFUL OFFENDER CUSTODY OPERATIONS FROM GENERAL REVENUE FUND	37,681,274	
FROM TRUST FUNDS		1,899,128
TOTAL POSITIONS	102.00	
TOTAL ALL FUNDS		39,580,402
SPECIALTY CORRECTIONAL INSTITUTION OPERATIONS		
APPROVED SALARY RATE	180,227,614	
644AM SALARIES AND BENEFITS POSITIONS	4,860.00	
FROM GENERAL REVENUE FUND		235,874,789
644AN OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	1,286,462	
644AO EXPENSES FROM GENERAL REVENUE FUND	3,549,587	
644AP FOOD PRODUCTS FROM GENERAL REVENUE FUND	12,170,243	
644AQ SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	1,762,621	
644AR SPECIAL CATEGORIES FOOD SERVICE AND PRODUCTION FROM GENERAL REVENUE FUND	1,168,710	
644AS SPECIAL CATEGORIES OVERTIME FROM GENERAL REVENUE FUND	654,272	
644AT SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	13,574,111	
644AU SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	1,514,628	

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644AV SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	283,746	
644AW SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	32,454	
TOTAL: SPECIALTY CORRECTIONAL INSTITUTION OPERATIONS FROM GENERAL REVENUE FUND	271,871,623	
TOTAL POSITIONS	4,860.00	
TOTAL ALL FUNDS		271,871,623
RECEPTION CENTER OPERATIONS		
APPROVED SALARY RATE	71,521,029	
645 SALARIES AND BENEFITS POSITIONS	1,985.00	
FROM GENERAL REVENUE FUND		96,322,247
FROM FEDERAL GRANTS TRUST FUND		8,453
646 OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	788,028	
647 EXPENSES FROM GENERAL REVENUE FUND	3,914,923	31,090
FROM FEDERAL GRANTS TRUST FUND		
648 OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND		250,000
649 FOOD PRODUCTS FROM GENERAL REVENUE FUND	6,099,923	
FROM FEDERAL GRANTS TRUST FUND		32,449
650 SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	87,126	
651 SPECIAL CATEGORIES FOOD SERVICE AND PRODUCTION FROM GENERAL REVENUE FUND	363,768	46,893
FROM FEDERAL GRANTS TRUST FUND		
652 SPECIAL CATEGORIES OVERTIME FROM GENERAL REVENUE FUND	299,643	
653 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	3,420,103	
654 SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	678,193	
655 SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	81,590	
656 SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	17,185	

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TOTAL: RECEPTION CENTER OPERATIONS		
FROM GENERAL REVENUE FUND	112,072,729	
FROM TRUST FUNDS		368,885
TOTAL POSITIONS	1,985.00	
TOTAL ALL FUNDS		112,441,614

PUBLIC SERVICE WORKSQUADS AND WORK RELEASE TRANSITION

APPROVED SALARY RATE	37,369,131	
657 SALARIES AND BENEFITS POSITIONS	1,033.00	
FROM GENERAL REVENUE FUND		34,504,901
FROM CORRECTIONAL WORK PROGRAM TRUST FUND		19,626,474
FROM GRANTS AND DONATIONS TRUST FUND		49,667
658 EXPENSES		
FROM GENERAL REVENUE FUND	628,772	
FROM CORRECTIONAL WORK PROGRAM TRUST FUND		717,224
FROM GRANTS AND DONATIONS TRUST FUND		32,776
659 OPERATING CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND	154,907	
FROM CORRECTIONAL WORK PROGRAM TRUST FUND		90,020
660 FOOD PRODUCTS		
FROM GENERAL REVENUE FUND	1,104,000	
661 LUMP SUM CORRECTIONAL WORK PROGRAMS		
POSITIONS	15.00	
FROM CORRECTIONAL WORK PROGRAM TRUST FUND		1,054,597

Funds and positions in Specific Appropriation 661 from the Correctional Work Program Trust Fund are provided for interagency contracted services funded by state agencies or local governments. These positions and funds shall be released as needed upon execution of interagency community service squad contracts.

662 SPECIAL CATEGORIES CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND	30,872,294	
FROM CORRECTIONAL WORK PROGRAM TRUST FUND		284,315

From the funds provided in Specific Appropriation 662, \$7,560,245 is provided for the Department of Corrections to provide electronic monitoring for inmates while in the community under work release assignment.

663 SPECIAL CATEGORIES FOOD SERVICE AND PRODUCTION		
FROM GENERAL REVENUE FUND	203,504	
664 SPECIAL CATEGORIES OVERTIME		
FROM GENERAL REVENUE FUND	185,998	
665 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND	1,146,197	
666 SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS		
FROM GENERAL REVENUE FUND	308,420	
FROM CORRECTIONAL WORK PROGRAM TRUST FUND		182,075

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667 SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM GENERAL REVENUE FUND		40,356
668 SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
FROM GENERAL REVENUE FUND		3,990
FROM CORRECTIONAL WORK PROGRAM TRUST FUND		3,734

TOTAL: PUBLIC SERVICE WORKSQUADS AND WORK RELEASE TRANSITION		
FROM GENERAL REVENUE FUND	69,153,339	
FROM TRUST FUNDS		22,040,882
TOTAL POSITIONS	1,048.00	
TOTAL ALL FUNDS		91,194,221

ROAD PRISON OPERATIONS

APPROVED SALARY RATE	3,753,364	
668A SALARIES AND BENEFITS POSITIONS	95.00	360
FROM GENERAL REVENUE FUND		
FROM CORRECTIONAL WORK PROGRAM TRUST FUND		5,543,165
668B EXPENSES		
FROM CORRECTIONAL WORK PROGRAM TRUST FUND		499,172
668C FOOD PRODUCTS		
FROM CORRECTIONAL WORK PROGRAM TRUST FUND		352,549
668D SPECIAL CATEGORIES CONTRACTED SERVICES		
FROM CORRECTIONAL WORK PROGRAM TRUST FUND		11,284
668E SPECIAL CATEGORIES FOOD SERVICE AND PRODUCTION		
FROM CORRECTIONAL WORK PROGRAM TRUST FUND		53,567
668F SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS		
FROM CORRECTIONAL WORK PROGRAM TRUST FUND		24,666
668G SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM CORRECTIONAL WORK PROGRAM TRUST FUND		8,341

TOTAL: ROAD PRISON OPERATIONS		
FROM GENERAL REVENUE FUND	360	
FROM TRUST FUNDS		6,492,744
TOTAL POSITIONS	95.00	
TOTAL ALL FUNDS		6,493,104

OFFENDER MANAGEMENT AND CONTROL

APPROVED SALARY RATE	44,280,565	
668H SALARIES AND BENEFITS POSITIONS	1,272.00	
FROM GENERAL REVENUE FUND		57,946,992
FROM CORRECTIONAL WORK PROGRAM TRUST FUND		64,862
668I OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND	274,572	

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668J	EXPENSES			
	FROM GENERAL REVENUE FUND	2,743,215		
	FROM CORRECTIONAL WORK PROGRAM TRUST FUND		1,959	
668K	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND	21,578		
668L	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	31,653		
668M	SPECIAL CATEGORIES			
	SALARY INCENTIVE PAYMENTS			
	FROM GENERAL REVENUE FUND	64,719		
	FROM CORRECTIONAL WORK PROGRAM TRUST FUND		1,655	
668N	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND	166,269		
668O	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	10,830		
TOTAL:	OFFENDER MANAGEMENT AND CONTROL			
	FROM GENERAL REVENUE FUND	61,259,828		
	FROM TRUST FUNDS		68,476	
	TOTAL POSITIONS	1,272.00		
	TOTAL ALL FUNDS		61,328,304	
EXECUTIVE DIRECTION AND SUPPORT SERVICES				
	APPROVED SALARY RATE	8,733,593		
668P	SALARIES AND BENEFITS			
	POSITIONS	178.00		
	FROM GENERAL REVENUE FUND		11,842,551	
668Q	OTHER PERSONAL SERVICES			
	FROM GRANTS AND DONATIONS TRUST FUND		75,000	
668R	EXPENSES			
	FROM GENERAL REVENUE FUND	1,981,528		
	FROM GRANTS AND DONATIONS TRUST FUND		226,785	
	FROM SALE OF GOODS AND SERVICES CLEARING TRUST FUND		1,678,250	
668S	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND	256,642		
668T	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	1,307,104		
	From funds in Specific Appropriation 668T, \$1,000,000 in recurring general revenue funds is provided to continue the victim notification system (VINE).			
668U	SPECIAL CATEGORIES			
	SALARY INCENTIVE PAYMENTS			
	FROM GENERAL REVENUE FUND	100,080		
668V	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND	114,940		

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668W	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND		1,992	
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	FROM GENERAL REVENUE FUND	15,604,837		
	FROM TRUST FUNDS		1,980,035	
	TOTAL POSITIONS	178.00		
	TOTAL ALL FUNDS		17,584,872	
CORRECTIONAL FACILITIES MAINTENANCE AND REPAIR				
	APPROVED SALARY RATE	18,408,530		
669	SALARIES AND BENEFITS			
	POSITIONS	545.00		
	FROM GENERAL REVENUE FUND		23,697,801	
670	EXPENSES			
	FROM GENERAL REVENUE FUND		55,560,104	
671	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND		364,154	
672	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM GENERAL REVENUE FUND		504,653	
673	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND		4,658,135	
674	SPECIAL CATEGORIES			
	DEFERRED-PAYMENT COMMODITY CONTRACTS			
	FROM GENERAL REVENUE FUND		4,198,894	
675	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND		36,771	
676	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND		10,667	
677	FIXED CAPITAL OUTLAY			
	CORRECTIONAL FACILITIES - LEASE PURCHASE			
	FROM GENERAL REVENUE FUND		45,339,384	
Funds in Specific Appropriation 677 are provided for payments required under the master lease purchase agreement used to secure the certificates of participation issued to finance or refinance the following correctional facilities:				
	Bay Correctional Facility.....		3,419,078	
	Moore Haven Correctional Facility (Glades County).....		3,059,759	
	South Bay Correctional Facility (Palm Beach County).....		5,046,757	
	Graceville Correctional Facility (Jackson County).....		7,513,941	
	Okeechobee Correctional Institution.....		3,448,894	
	Blackwater River Correctional Facility (Santa Rosa County)..		10,716,494	
	Gadsden Correctional Facility.....		3,043,688	
	Lake City Correctional Facility (Columbia County).....		2,621,618	
	Demilly Correctional Institution (Polk County).....		1,386,375	
	Sago Palm Work Camp (Palm Beach County).....		1,473,625	
	Various DOC Facility Projects - Series 2009 B and C Bonds...		30,588,895	
Series 2009 B and C Bonds include various facility construction projects for the following Department of Corrections facilities:				
Mayo Annex (Lafayette County), Suwannee Annex (Suwannee County), Lowell Reception Center (Marion County), Lancaster Secure Housing Unit (Gilchrist County), Liberty Work Camp (Liberty County), Franklin Work Camp (Franklin County), Cross City Work Camp (Dixie County), Okeechobee Work Camp (Okeechobee County), New River Work Camp (Bradford County),				

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Santa Rosa Work Camp (Santa Rosa County), Hollywood Work Release Center (Broward County), Kissimmee Work Release Center (Osceola County), Lake City Work Release Center (Columbia County), Santa Fe Work Release Center (Alachua County), Everglades Re-Entry Center (Dade County), Baker Re-Entry Center (Baker County), and Pat Thomas Re-Entry Center (Gadsden County).

The funds in Specific Appropriation 677 reflect \$27,000,000 in surplus bond construction proceeds which, combined with the appropriation, are sufficient to support the above debt service obligation.

678 FIXED CAPITAL OUTLAY
MAJOR REPAIRS, RENOVATIONS AND
IMPROVEMENTS TO MAJOR INSTITUTIONS
FROM GENERAL REVENUE FUND 7,191,853

TOTAL: CORRECTIONAL FACILITIES MAINTENANCE AND REPAIR
FROM GENERAL REVENUE FUND 141,562,416

TOTAL POSITIONS 545.00
TOTAL ALL FUNDS 141,562,416

PROGRAM: COMMUNITY CORRECTIONS

COMMUNITY SUPERVISION

APPROVED SALARY RATE 113,810,438

687 SALARIES AND BENEFITS POSITIONS 2,791.00
FROM GENERAL REVENUE FUND 159,489,609
FROM FEDERAL GRANTS TRUST FUND 156,223

688 OTHER PERSONAL SERVICES
FROM GENERAL REVENUE FUND 60,945

689 EXPENSES
FROM GENERAL REVENUE FUND 2,767,529
FROM FEDERAL GRANTS TRUST FUND 64,717

690 OPERATING CAPITAL OUTLAY
FROM GENERAL REVENUE FUND 256,941

691 SPECIAL CATEGORIES
BUILDING/OFFICE RENT PAYMENTS
FROM GENERAL REVENUE FUND 12,271,573

Funds in Specific Appropriation 691 are provided to continue rent payments for individual private contracts for rental of office/building space at a rate not to exceed the rate for each contract in effect on June 30, 2013. Price level increases are not provided for rent payments for Department of Corrections' private leases in the 2013-2014 fiscal year. No other funds are appropriated or shall be transferred by the department for such increases.

692 SPECIAL CATEGORIES
CONTRACTED SERVICES
FROM GENERAL REVENUE FUND 140,324

692A SPECIAL CATEGORIES
LOCAL COMMUNITY CORRECTIONS PROJECT
FROM GENERAL REVENUE FUND 1,100,000

From the funds in Specific Appropriation 692A, \$850,000 is provided from nonrecurring general revenue funds for the Operation New Hope re-entry initiative, a program that provides case management, life-coaching, job training and job placement services to assist offenders on community supervision transition back into the community and workforce in Duval County.

From the funds in Specific Appropriation 692A, \$250,000 is provided from nonrecurring general revenue funds for the Ready4Work re-entry program, which provides case management, life-coaching, job training and job placement services to assist offenders on community supervision transition back into the community and workforce in Hillsborough County.

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693 SPECIAL CATEGORIES
RISK MANAGEMENT INSURANCE
FROM GENERAL REVENUE FUND 4,085,636

694 SPECIAL CATEGORIES
SALARY INCENTIVE PAYMENTS
FROM GENERAL REVENUE FUND 565,414

695 SPECIAL CATEGORIES
ELECTRONIC MONITORING
FROM GENERAL REVENUE FUND 6,276,469

696 SPECIAL CATEGORIES
LEASE OR LEASE-PURCHASE OF EQUIPMENT
FROM GENERAL REVENUE FUND 250,104

697 SPECIAL CATEGORIES
STATE OPERATIONS - AMERICAN RECOVERY AND
REINVESTMENT ACT OF 2009
FROM FEDERAL GRANTS TRUST FUND 91,400

698 SPECIAL CATEGORIES
SALARIES AND BENEFITS - AMERICAN RECOVERY
AND REINVESTMENT ACT OF 2009
FROM FEDERAL GRANTS TRUST FUND 114,176

TOTAL: COMMUNITY SUPERVISION
FROM GENERAL REVENUE FUND 187,264,544
FROM TRUST FUNDS 426,516

TOTAL POSITIONS 2,791.00
TOTAL ALL FUNDS 187,691,060

COMMUNITY FACILITY OPERATIONS

699 SPECIAL CATEGORIES
CONTRACTED SERVICES
FROM GENERAL REVENUE FUND 2,816,521

700 SPECIAL CATEGORIES
JUDICIAL/DEPARTMENT OF CORRECTIONS
SENTENCING ALTERNATIVES
FROM GENERAL REVENUE FUND 700,143

Pursuant to sections 944.012(6)(c), 921.00241 and 775.082(10), Florida Statutes, \$700,143 in recurring general revenue funds are provided in Specific Appropriation 700 to continue Judicial/DOC pilot programs for offenders who would be sentenced to prison, but could be diverted to appropriate programs that allow the offender to retain community support, access drug treatment and/or employment opportunities while receiving life-skills assistance in a structured environment. These treatment programs may include drug treatment, residential and outpatient treatment programming, day reporting or other services to reduce recidivism.

These pilot programs shall continue to use evidence-based practices and graduated incentives that are anticipated to result in a reduction in prison admissions for that community.

TOTAL: COMMUNITY FACILITY OPERATIONS
FROM GENERAL REVENUE FUND 3,516,664

TOTAL ALL FUNDS 3,516,664

PROGRAM: HEALTH SERVICES

INMATE HEALTH SERVICES

APPROVED SALARY RATE 43,410,403

701 SALARIES AND BENEFITS POSITIONS 136.50
FROM GENERAL REVENUE FUND 6,983,624

702 OTHER PERSONAL SERVICES
FROM GENERAL REVENUE FUND 300,000

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703	EXPENSES		
	FROM GENERAL REVENUE FUND	1,481,817	
705	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	1,000	
706	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	808,808	
707	SPECIAL CATEGORIES		
	INMATE HEALTH SERVICES		
	FROM GENERAL REVENUE FUND	278,496,445	
	From the funds in Specific Appropriation 707, \$100,000 in recurring general revenue funds is provided for Hepatitis B vaccinations for inmates.		
708	SPECIAL CATEGORIES		
	TREATMENT OF INMATES - GENERAL DRUGS		
	FROM GENERAL REVENUE FUND	28,866,338	
709	SPECIAL CATEGORIES		
	TREATMENT OF INMATES - PSYCHOTROPIC DRUGS		
	FROM GENERAL REVENUE FUND	4,771,863	
710	SPECIAL CATEGORIES		
	TREATMENT OF INMATES - INFECTIOUS DISEASE DRUGS		
	FROM GENERAL REVENUE FUND	12,092,256	
711	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	100	
712	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	320,304	
TOTAL:	INMATE HEALTH SERVICES		
	FROM GENERAL REVENUE FUND	334,122,555	
	TOTAL POSITIONS	136.50	
	TOTAL ALL FUNDS		334,122,555
TREATMENT OF INMATES WITH INFECTIOUS DISEASES			
712A	SALARIES AND BENEFITS		
	FROM FEDERAL GRANTS TRUST FUND	407,590	
712B	OTHER PERSONAL SERVICES		
	FROM FEDERAL GRANTS TRUST FUND	104,207	
712C	EXPENSES		
	FROM GENERAL REVENUE FUND	17,083	
	FROM FEDERAL GRANTS TRUST FUND	201,494	
712D	OPERATING CAPITAL OUTLAY		
	FROM FEDERAL GRANTS TRUST FUND	27,019	
712E	SPECIAL CATEGORIES		
	INMATE HEALTH SERVICES		
	FROM GENERAL REVENUE FUND	2,204,554	
712F	SPECIAL CATEGORIES		
	TREATMENT OF INMATES - INFECTIOUS DISEASE DRUGS		
	FROM GENERAL REVENUE FUND	20,451,508	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: TREATMENT OF INMATES WITH INFECTIOUS DISEASES			
	FROM GENERAL REVENUE FUND	22,673,145	
	FROM TRUST FUNDS		740,310
	TOTAL ALL FUNDS		23,413,455
PROGRAM: EDUCATION AND PROGRAMS			
ADULT SUBSTANCE ABUSE PREVENTION, EVALUATION AND TREATMENT SERVICES			
	APPROVED SALARY RATE	1,569,267	
713	SALARIES AND BENEFITS		
	POSITIONS	33.00	
	FROM GENERAL REVENUE FUND	1,552,949	
	FROM FEDERAL GRANTS TRUST FUND		768,157
714	OTHER PERSONAL SERVICES		
	FROM FEDERAL GRANTS TRUST FUND		32,809
715	EXPENSES		
	FROM GENERAL REVENUE FUND	68,648	
	FROM FEDERAL GRANTS TRUST FUND		622,815
716	OPERATING CAPITAL OUTLAY		
	FROM FEDERAL GRANTS TRUST FUND		45,600
717	SPECIAL CATEGORIES		
	CONTRACT DRUG ABUSE SERVICES		
	FROM GENERAL REVENUE FUND	9,114,705	
	FROM FEDERAL GRANTS TRUST FUND		3,072,341
718	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	2,900	
	FROM FEDERAL GRANTS TRUST FUND		50
TOTAL:	ADULT SUBSTANCE ABUSE PREVENTION, EVALUATION AND TREATMENT SERVICES		
	FROM GENERAL REVENUE FUND	10,739,202	
	FROM TRUST FUNDS		4,541,772
	TOTAL POSITIONS	33.00	
	TOTAL ALL FUNDS		15,280,974
BASIC EDUCATION SKILLS			
	APPROVED SALARY RATE	13,972,951	
719	SALARIES AND BENEFITS		
	POSITIONS	314.00	
	FROM GENERAL REVENUE FUND	13,153,890	
	FROM FEDERAL GRANTS TRUST FUND		2,485,347
720	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	493,477	
	FROM FEDERAL GRANTS TRUST FUND		516,172
721	EXPENSES		
	FROM GENERAL REVENUE FUND	1,972,021	
	FROM FEDERAL GRANTS TRUST FUND		1,933,823
	From funds in Specific Appropriation 721, \$500,000 from recurring general revenue funds is provided to issue a request for proposal, as defined in section 287.057(1)(b), Florida Statutes, to establish a pilot online career education program to serve up to 400 inmates through an Advanced/SACS accredited online school district that offers career-based online high school diplomas designed to prepare adults for transition into the workplace. The department may use federal funds provided to educate inmates to expand this pilot beyond 400 inmates. The department shall provide an initial report regarding the progress of the inmates in the online diploma and career certificate programs to the chairs of the Senate Appropriations Committee and the House Appropriations Committee by December 31, 2013.		
722	OPERATING CAPITAL OUTLAY		
	FROM FEDERAL GRANTS TRUST FUND		472,386

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723	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	432,821	
	FROM FEDERAL GRANTS TRUST FUND		1,402,052
724	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	101,679	
725	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	20,888	
726	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	12,906	
	FROM FEDERAL GRANTS TRUST FUND		1,082
TOTAL:	BASIC EDUCATION SKILLS FROM GENERAL REVENUE FUND	16,187,682	
	FROM TRUST FUNDS		6,810,862
	TOTAL POSITIONS	314.00	
	TOTAL ALL FUNDS		22,998,544
ADULT OFFENDER TRANSITION, REHABILITATION AND SUPPORT			
	APPROVED SALARY RATE	3,347,016	
727	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	59.00	
	FROM FEDERAL GRANTS TRUST FUND	3,714,214	441,441
728	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	119,743	
729	EXPENSES FROM GENERAL REVENUE FUND	372,770	
	FROM FEDERAL GRANTS TRUST FUND		119,152
730	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND		3,000
731	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	2,972,432	
	FROM FEDERAL GRANTS TRUST FUND		324,848
From the funds in Specific Appropriation 731, \$200,000 in recurring general revenue funds may be used to expand Horizon volunteer faith and character peer-to-peer program activities at Wakulla Correctional Institution and up to 7 additional prisons, including Computer Lab, Quest and Realizing Educational Emotional and Finance Smarts (REEFS) transition programs.			
732	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	20,544	
733	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	2,696	
TOTAL:	ADULT OFFENDER TRANSITION, REHABILITATION AND SUPPORT FROM GENERAL REVENUE FUND	7,202,399	
	FROM TRUST FUNDS		888,441
	TOTAL POSITIONS	59.00	
	TOTAL ALL FUNDS		8,090,840

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

COMMUNITY SUBSTANCE ABUSE PREVENTION, EVALUATION, AND TREATMENT SERVICES			
734	EXPENSES FROM GENERAL REVENUE FUND	300,000	
735	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	4,963,104	
736	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED DRUG TREATMENT/REHABILITATION PROGRAMS FROM GENERAL REVENUE FUND	15,414,063	
	FROM FEDERAL GRANTS TRUST FUND		550,000
From the funds in Specific Appropriation 736, \$600,000 in recurring general revenue funds are provided for the Drug Abuse Comprehensive Coordinating Office, Inc. (DACCO) in Hillsborough County.			
From funds in Specific Appropriation 736, \$150,000 in nonrecurring general revenue funds are provided for the WestCare Substance Abuse Treatment and Mental Health Overlay Program in Pinellas County.			
TOTAL:	COMMUNITY SUBSTANCE ABUSE PREVENTION, EVALUATION, AND TREATMENT SERVICES FROM GENERAL REVENUE FUND	20,677,167	
	FROM TRUST FUNDS		550,000
	TOTAL ALL FUNDS		21,227,167
TOTAL:	CORRECTIONS, DEPARTMENT OF FROM GENERAL REVENUE FUND	2,048,548,629	
	FROM TRUST FUNDS		70,060,173
	TOTAL POSITIONS	23,268.00	
	TOTAL ALL FUNDS		2,118,608,802
	TOTAL APPROVED SALARY RATE	940,936,147	
JUSTICE ADMINISTRATION			
PROGRAM: JUSTICE ADMINISTRATIVE COMMISSION			
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	APPROVED SALARY RATE	3,737,321	
737	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	80.00	
			4,752,158
738	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	19,776	
739	EXPENSES FROM GENERAL REVENUE FUND	682,538	
	FROM GRANTS AND DONATIONS TRUST FUND		425,316
740	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	20,000	
741	LUMP SUM WORKLOAD FOR COUNTY OR MUNICIPAL CONTRACTS POSITIONS	14.00	
The positions in Specific Appropriation 741 are provided for State Attorneys and Public Defenders to use for grants received from counties during Fiscal Year 2013-2014 for the purpose of prosecution of local ordinance violations pursuant to section 27.34, Florida Statutes, or defense of persons accused of violating local ordinances pursuant to section 27.54, Florida Statutes. Use of these positions is contingent upon the Justice Administrative Commission notifying the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee and the Governor's Office of Policy and Budget. Such notification is subject to the legislative review and objection provisions of chapter 216, Florida Statutes. Rate may be established for these positions consistent with the salaries provided for in the grant.			

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

742	SPECIAL CATEGORIES	
	GRANTS AND AIDS - FOSTER CARE CITIZEN REVIEW PANEL	
	FROM GENERAL REVENUE FUND	92,160
	FROM GRANTS AND DONATIONS TRUST FUND	300,000

743	SPECIAL CATEGORIES	
	SEXUAL PREDATOR CIVIL COMMITMENT LITIGATION COSTS	
	FROM GENERAL REVENUE FUND	3,397,591

Funds in Specific Appropriation 743 are provided for attorney fees and case-related expenses associated with prosecuting and defending sexual predator civil commitment cases. Case-related expenses are limited to expert witness fees, clinical evaluations, court reporter costs, and foreign language interpreters. The maximum amount to be paid by the Justice Administrative Commission for medical experts for sexual predator civil commitment cases is \$200 per hour and all related travel costs must be apportioned to the associated case. The Justice Administrative Commission is authorized to pay up to \$5,000 per case for case-related expenses incurred by the State Attorney, the Public Defender, or the Criminal Conflict and Civil Regional Counsel, or court appointed counsel where there is an ethical conflict, for a combined maximum of \$10,000 for case-related expenses per case, unless the court orders payment of a greater amount. The Justice Administrative Commission shall submit quarterly reports, in an electronic format, to the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee describing, by judicial circuit: requests for payments of case-related expenses received; court orders received directing payment of such expenses; and actual encumbrances and disbursements from this special appropriations category.

744	SPECIAL CATEGORIES	
	CONTRACTED SERVICES	
	FROM GENERAL REVENUE FUND	94,427

745	SPECIAL CATEGORIES	
	TRANSFER TO DEPARTMENT OF FINANCIAL SERVICES - AUDITS OF CLERK BUDGETS	
	FROM GENERAL REVENUE FUND	67,845

746	SPECIAL CATEGORIES	
	PUBLIC DEFENDER DUE PROCESS COSTS	
	FROM GENERAL REVENUE FUND	18,663,034

Funds in Specific Appropriation 746 are provided for the Public Defenders' due process costs as specified in section 29.006, Florida Statutes. The Justice Administrative Commission shall submit quarterly reports of expenditures by circuit in an electronic format to the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee. Funds shall initially be credited for the use of each circuit in the amounts listed below, and may be adjusted pursuant to the provisions of section 29.015, Florida Statutes.

1st Judicial Circuit.....	823,448
2nd Judicial Circuit.....	656,793
3rd Judicial Circuit.....	147,619
4th Judicial Circuit.....	1,273,749
5th Judicial Circuit.....	871,658
6th Judicial Circuit.....	1,189,457
7th Judicial Circuit.....	675,912
8th Judicial Circuit.....	479,128
9th Judicial Circuit.....	1,151,167
10th Judicial Circuit.....	757,431
11th Judicial Circuit.....	3,319,357
12th Judicial Circuit.....	647,744
13th Judicial Circuit.....	1,890,561
14th Judicial Circuit.....	328,641
15th Judicial Circuit.....	837,310
16th Judicial Circuit.....	114,835
17th Judicial Circuit.....	1,374,773
18th Judicial Circuit.....	644,172
19th Judicial Circuit.....	601,795
20th Judicial Circuit.....	877,484

From the funds credited for use in the following circuits, the amounts

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

specified below shall be transferred in quarterly increments within 10 days after the beginning of each quarter to the Office of State Court Administrator on behalf of the circuit courts operating shared court reporting or interpreter services:

1st Judicial Circuit.....	190,611
2nd Judicial Circuit.....	323,698
3rd Judicial Circuit.....	52,251
6th Judicial Circuit.....	103,493
7th Judicial Circuit.....	37,310
8th Judicial Circuit.....	83,798
9th Judicial Circuit.....	481,878
10th Judicial Circuit.....	68,975
11th Judicial Circuit.....	121,996
12th Judicial Circuit.....	153,205
13th Judicial Circuit.....	632,113
14th Judicial Circuit.....	134,089
15th Judicial Circuit.....	93,646
16th Judicial Circuit.....	74,983
17th Judicial Circuit.....	60,851

747	SPECIAL CATEGORIES	
	CHILD DEPENDENCY AND CIVIL CONFLICT CASE	
	FROM GENERAL REVENUE FUND	11,500,000

Funds in Specific Appropriation 747 are provided for case fees and expenses of court-appointed counsel in civil conflict cases and child dependency cases. The Justice Administrative Commission shall submit quarterly reports, in an electronic format, of these case payments to the chair of the Senate Budget Committee and the chair of the House Appropriations Committee by judicial circuit, which shall include, but not be limited to: information on requests for payments received; court orders received directing payment; and actual encumbrances and disbursements and performance measures for court appointed counsel including: average time to complete cases by case type; number of bar complaints for state paid cases; percent of initial invoices to the Justice Administrative Commission that are rejected; percent of initial invoices filed with the Justice Administrative Commission within 90 days after closure of the case; number of cases by type; and total cost per case by type from this special appropriations category.

The maximum flat fee to be paid by the Justice Administrative Commission for attorney fees for the following dependency and civil cases is set as follows:

ADMISSION OF INMATE TO MENTAL HEALTH FACILITY.....	300
ADULT PROTECTIVE SERVICES ACT - Ch. 415, F.S.....	500
BAKER ACT/MENTAL HEALTH - Ch. 394, F.S.....	400
CINS/FINS - Ch. 984, F.S.....	750
CIVIL APPEALS.....	400
DEPENDENCY - Up to 1 Year.....	800
DEPENDENCY - Each Year after 1st Year.....	200
DEPENDENCY - No Petition Filed or Dismissed at Shelter.....	200
DEPENDENCY APPEALS.....	1,000
DEVELOPMENTALLY DISABLED ADULT - Ch. 393, F.S.....	400
EMANCIPATION - Section 743.015, F.S.....	400
GUARDIANSHIP - EMERGENCY - Ch. 744, F.S.....	400
GUARDIANSHIP - Ch. 744, F.S.....	400
MARCHMAN ACT/SUBSTANCE ABUSE - Ch. 397, F.S.....	300
MEDICAL PROCEDURES - Section 394.459(3), F.S.....	400
PARENTAL NOTIFICATION OF ABORTION ACT.....	400
TERMINATION OF PARENTAL RIGHTS - Ch. 39, F.S. - Up to 1 Year.....	1,000
TERMINATION OF PARENTAL RIGHTS - Ch. 39, F.S. - Each Year after 1st Year.....	200
TERMINATION OF PARENTAL RIGHTS - Ch. 63, F.S. - Up to 1 year	1,000
TERMINATION OF PARENTAL RIGHTS - Ch. 63, F.S. - Each Year after 1st Year.....	200
TERMINATION OF PARENTAL RIGHTS APPEALS.....	2,000
TUBERCULOSIS - Ch. 392, F.S.....	300

748	SPECIAL CATEGORIES	
	RISK MANAGEMENT INSURANCE	
	FROM GENERAL REVENUE FUND	24,031

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

749 SPECIAL CATEGORIES
 ATTORNEY PAYMENTS OVER FLAT FEE
 FROM GENERAL REVENUE FUND 3,000,000

Funds in Specific Appropriation 749 are provided for court ordered payments for attorney fees in criminal conflict cases in excess of the flat fee established in law. Pursuant to section 27.5304 (12), Florida Statutes, if funds in this category are insufficient to pay the amounts ordered by the court above the flat fees, the amounts ordered above the flat fees shall be paid from the due process funds or other funds, as necessary, appropriated to the state court system in the General Appropriations Act.

750 SPECIAL CATEGORIES
 CRIMINAL CONFLICT CASE COSTS
 FROM GENERAL REVENUE FUND 24,669,350

Funds in Specific Appropriation 750 are provided for case fees as specified in section 27.5304, Florida Statutes, and expenses as specified in section 29.007, Florida Statutes, of court-appointed counsel for indigent criminal defendants and for due process costs for those individuals the court finds indigent for costs. The Justice Administrative Commission shall submit quarterly reports, in an electronic format, of criminal conflict case payments and performance measures for court-appointed counsel including: average time to complete cases by case type; number of bar complaints for state paid cases; percent of initial invoices to the Justice Administrative Commission that are rejected; percent of initial invoices filed with the Justice Administrative Commission within 90 days after closure of the case; number of cases by type; and total cost per case by type to the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee by judicial circuit.

From the funds in Specific Appropriation 750, a total of \$216,934 shall be transferred in quarterly increments within 10 days after the beginning of each quarter to the Office of State Courts Administrator on behalf of the circuit courts operating shared court reporting and interpreter services.

The maximum flat fee to be paid by the Justice Administrative Commission for attorney fees for criminal conflict cases is set as follows:

POSTCONVICTION - Rules 3.850 and 3.800, Fla.R.Crim. Proc.	1,000
CAPITAL - 1ST DEGREE MURDER (LEAD COUNSEL)	25,000
CAPITAL - 1ST DEGREE MURDER (CO-COUNSEL)	25,000
CAPITAL - 1ST DEGREE MURDER (NON-DEATH)	9,000
CAPITAL SEXUAL BATTERY	4,000
CAPITAL APPEALS	9,000
CONTEMPT PROCEEDINGS	400
CRIMINAL TRAFFIC	400
EXTRADITION	500
FELONY - LIFE	5,000
FELONY - LIFE (RICO)	9,000
FELONY - PUNISHABLE BY LIFE	2,000
FELONY - PUNISHABLE BY LIFE (RICO)	6,000
FELONY 1ST DEGREE	1,500
FELONY 1ST DEGREE (RICO)	5,000
FELONY 2ND DEGREE	1,000
FELONY 3RD DEGREE	750
FELONY OR MISDEMEANOR - NO INFORMATION FILED	400
FELONY APPEALS	1,500
JUVENILE DELINQUENCY - 1ST DEGREE FELONY	600
JUVENILE DELINQUENCY - 2ND DEGREE	400
JUVENILE DELINQUENCY - 3RD DEGREE	300
JUVENILE DELINQUENCY - FELONY LIFE	700
JUVENILE DELINQUENCY - MISDEMEANOR	300
JUVENILE DELINQUENCY - DIRECT FILE OR NO PETITION FILED	300
JUVENILE DELINQUENCY APPEALS	1,000
MISDEMEANOR	400
MISDEMEANOR APPEALS	750
VIOLATION OF PROBATION - FELONY (INCLUDES VOCC)	500
VIOLATION OF PROBATION - MISDEMEANOR (INCLUDES VOCC)	300
VIOLATION OF PROBATION (VOCC) JUVENILE DELINQUENCY	300

Funds for costs and related expenses to be paid through Specific Appropriations 747, 750, and 752 shall be subject to the following:

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The hourly rate for mitigation specialists in capital death cases shall not exceed \$75.00 per hour.

The maximum amount to be paid by the Justice Administrative Commission for non-attorney due process services other than those specified, shall not exceed the rates in effect for the 2007-2008 fiscal year.

The maximum amount to be paid by the Justice Administrative Commission for investigators is \$40 per hour. The maximum amount to be paid for court reporting and transcribing costs is as follows:

1. Depositions Appearance fees: 1st hour: \$50.00; thereafter \$25.00 per hour. The fee is to be paid to the court reporter whether or not a transcript is ordered.
2. Deposition transcript fee (Original & one copy):
 - 10 business day delivery: \$4.00 per page
 - 5 business day delivery: \$5.50 per page
 - 24 hours delivery: \$7.50 per page
 - Additional copies: \$0.50 per page
3. Appellate/hearing/trial transcript fee (Original & all copies needed with a minimum of 2 copies):
 - 10 business day delivery: \$5.00 per page
 - 5 business day delivery: \$6.50 per page
 - 24 hours delivery: \$8.50 per page
 - Copies (when original previously ordered): \$0.50 per page.
4. Transcription from tapes or audio recordings (other than depositions or hearings): Either \$35 per hour listening fee or \$3.00 per page whichever is greater.
5. Video Services: \$100 per hour per location with two-hour minimum.

751 SPECIAL CATEGORIES
 STATE ATTORNEY DUE PROCESS COSTS
 FROM GENERAL REVENUE FUND 10,716,646

Funds in Specific Appropriation 751 are provided for the State Attorneys' due process costs as specified in section 29.005, Florida Statutes. The Justice Administrative Commission shall submit quarterly reports of expenditures by circuit in an electronic format to the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee. Funds shall initially be credited for the use of each circuit in the amounts listed below, and may be adjusted pursuant to the provisions of section 29.015, Florida Statutes.

1st Judicial Circuit	634,159
2nd Judicial Circuit	337,221
3rd Judicial Circuit	125,409
4th Judicial Circuit	463,191
5th Judicial Circuit	348,398
6th Judicial Circuit	627,470
7th Judicial Circuit	472,150
8th Judicial Circuit	237,452
9th Judicial Circuit	497,258
10th Judicial Circuit	309,424
11th Judicial Circuit	2,215,903
12th Judicial Circuit	279,656
13th Judicial Circuit	596,529
14th Judicial Circuit	118,189
15th Judicial Circuit	742,928
16th Judicial Circuit	91,817
17th Judicial Circuit	1,324,813
18th Judicial Circuit	378,029
19th Judicial Circuit	271,206
20th Judicial Circuit	645,444

From the funds credited for the use in the following circuits, the amounts specified below shall be transferred in quarterly increments within 10 days after the beginning of each quarter to the Office of State Court Administrator on behalf of the circuit courts operating shared court reporting or interpreter services:

1st Judicial Circuit	18,232
2nd Judicial Circuit	16,650
3rd Judicial Circuit	10,456

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6th Judicial Circuit.....	25,443
7th Judicial Circuit.....	12,818
8th Judicial Circuit.....	21,937
9th Judicial Circuit.....	26,007
10th Judicial Circuit.....	3,980
11th Judicial Circuit.....	426,986
12th Judicial Circuit.....	19,650
13th Judicial Circuit.....	45,716
15th Judicial Circuit.....	61,252
16th Judicial Circuit.....	4,315
17th Judicial Circuit.....	20,081

752 SPECIAL CATEGORIES
CRIMINAL CONFLICT AND DEPENDENCY COUNSEL
LIABILITY
FROM GENERAL REVENUE FUND 3,450,000

Funds in Specific Appropriation 752 are provided to pay for criminal conflict, dependency and other civil cases for which appointment was made during Fiscal Years 2004-2005, 2005-2006, and 2006-2007. The Justice Administrative Commission shall submit quarterly reports of expenditures by circuit in an electronic format to the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee.

753 SPECIAL CATEGORIES
STATE ATTORNEY AND PUBLIC DEFENDER
TRAINING
FROM GENERAL REVENUE FUND 33,529
FROM GRANTS AND DONATIONS TRUST
FUND 3,000

754 SPECIAL CATEGORIES
LEASE OR LEASE-PURCHASE OF EQUIPMENT
FROM GENERAL REVENUE FUND 600

755 SPECIAL CATEGORIES
DUE PROCESS CONTINGENCY FUND
FROM GENERAL REVENUE FUND 2,424,041

756 SPECIAL CATEGORIES
TRANSFER TO DEPARTMENT OF MANAGEMENT
SERVICES - HUMAN RESOURCES SERVICES
PURCHASED PER STATEWIDE CONTRACT
FROM GENERAL REVENUE FUND 2,373,761
FROM CHILD SUPPORT TRUST FUND 72,175
FROM GRANTS AND DONATIONS TRUST
FUND 75,646
FROM INDIGENT CRIMINAL DEFENSE
TRUST FUND 22,093

From the funds provided in Specific Appropriation 756, the State Attorneys and Public Defenders shall transfer cash from their Grants and Donations Trust Fund, Child Support Enforcement Trust Fund, State Attorney Revenue Trust Fund, Public Defender Revenue Trust Fund, and Indigent Criminal Defense Trust Fund in proportion to their positions funded from these sources to the Justice Administrative Commission to pay the Human Resources Services contract in the Department of Management Services.

757 SPECIAL CATEGORIES
TRANSFER TO THE DEPARTMENT OF FINANCIAL
SERVICES FOR THE POSTCONVICTION CAPITAL
COLLATERAL CASES - REGISTRY ATTORNEYS
FROM GENERAL REVENUE FUND 1,765,996

758 DATA PROCESSING SERVICES
SOUTHWOOD SHARED RESOURCE CENTER
FROM GENERAL REVENUE FUND 5,273

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TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES		
FROM GENERAL REVENUE FUND	87,752,756	
FROM TRUST FUNDS		898,230
TOTAL POSITIONS	94.00	
TOTAL ALL FUNDS		88,650,986

PROGRAM: STATEWIDE GUARDIAN AD LITEM OFFICE

APPROVED SALARY RATE	23,286,810	
759 SALARIES AND BENEFITS POSITIONS	610.50	
FROM GENERAL REVENUE FUND	27,817,978	

Funds and positions in Specific Appropriations 759 through 768, shall first be used to represent children involved in dependency proceedings. Once all children in dependency proceedings are represented, the funds may be used to represent children in other proceedings as authorized by law.

760 OTHER PERSONAL SERVICES
FROM GENERAL REVENUE FUND 863,910
FROM GRANTS AND DONATIONS TRUST
FUND 150,000

761 EXPENSES
FROM GENERAL REVENUE FUND 1,475,925
FROM GRANTS AND DONATIONS TRUST
FUND 50,249

762 OPERATING CAPITAL OUTLAY
FROM GENERAL REVENUE FUND 196,550
FROM GRANTS AND DONATIONS TRUST
FUND 10,000

763 SPECIAL CATEGORIES
GRANTS AND AIDS - COURT SYSTEM SERVICES
FOR CHILDREN AND YOUTH
FROM GENERAL REVENUE FUND 892,656

764 SPECIAL CATEGORIES
CONTRACTED SERVICES
FROM GENERAL REVENUE FUND 3,621,731
FROM GRANTS AND DONATIONS TRUST
FUND 110,000

765 SPECIAL CATEGORIES
RISK MANAGEMENT INSURANCE
FROM GENERAL REVENUE FUND 436,478

766 SPECIAL CATEGORIES
LEASE OR LEASE-PURCHASE OF EQUIPMENT
FROM GENERAL REVENUE FUND 118,293

767 DATA PROCESSING SERVICES
OTHER DATA PROCESSING SERVICES
FROM GENERAL REVENUE FUND 42,057

768 DATA PROCESSING SERVICES
SOUTHWOOD SHARED RESOURCE CENTER
FROM GENERAL REVENUE FUND 271,421

TOTAL: PROGRAM: STATEWIDE GUARDIAN AD LITEM OFFICE		
FROM GENERAL REVENUE FUND	35,736,999	
FROM TRUST FUNDS		320,249

TOTAL POSITIONS	610.50	
TOTAL ALL FUNDS		36,057,248

PROGRAM: CLERKS OF COURT

CLERKS OF COURT

769 SPECIAL CATEGORIES
GRANTS & AIDS - CLERKS OF COURT
FROM GENERAL REVENUE FUND 56,700,000

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FROM THE CLERKS OF THE COURT TRUST FUND			386,680,312
TOTAL: CLERKS OF COURT FROM GENERAL REVENUE FUND	56,700,000		386,680,312
FROM TRUST FUNDS			
TOTAL ALL FUNDS			443,380,312
CLERKS OF COURT OPERATIONS CORPORATION			
APPROVED SALARY RATE	534,991		
770 SALARIES AND BENEFITS POSITIONS	7.00		
FROM THE CLERKS OF THE COURT TRUST FUND			679,672
771 OTHER PERSONAL SERVICES FROM THE CLERKS OF THE COURT TRUST FUND			30,000
772 EXPENSES FROM THE CLERKS OF THE COURT TRUST FUND			241,658
773 SPECIAL CATEGORIES CONTRACTED SERVICES FROM THE CLERKS OF THE COURT TRUST FUND			665,000
774 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM THE CLERKS OF THE COURT TRUST FUND			1,077
775 SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM THE CLERKS OF THE COURT TRUST FUND			2,519
776 SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM THE CLERKS OF THE COURT TRUST FUND			1,722
TOTAL: CLERKS OF COURT OPERATIONS CORPORATION FROM TRUST FUNDS			1,621,648
TOTAL POSITIONS	7.00		
TOTAL ALL FUNDS			1,621,648

STATE ATTORNEYS

The Prosecution Coordination Office's budgeting, legal, training and education needs may be funded by each State Attorney's office within the funds provided in Specific Appropriations 777 through 902. Funding for this office shall not exceed \$400,000 from the State Attorney's Revenue Trust Fund.

PROGRAM: STATE ATTORNEYS - FIRST JUDICIAL CIRCUIT

APPROVED SALARY RATE	10,099,122		
777 SALARIES AND BENEFITS POSITIONS	231.75		
FROM GENERAL REVENUE FUND			10,835,364
FROM STATE ATTORNEYS REVENUE TRUST FUND			
FROM GRANTS AND DONATIONS TRUST FUND			2,025,001
280,288			
778 OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	30,415		
FROM STATE ATTORNEYS REVENUE TRUST FUND			95,987
FROM GRANTS AND DONATIONS TRUST FUND			4,013

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778A SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND			78,824
779 SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	856,495		
FROM STATE ATTORNEYS REVENUE TRUST FUND			107,210
FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND			9,047
FROM GRANTS AND DONATIONS TRUST FUND			41,211
780 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	37,341		
FROM STATE ATTORNEYS REVENUE TRUST FUND			43,138
781 SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	9,874		
782 SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	14,562		
TOTAL: PROGRAM: STATE ATTORNEYS - FIRST JUDICIAL CIRCUIT FROM GENERAL REVENUE FUND	11,784,051		
FROM TRUST FUNDS			2,684,719
TOTAL POSITIONS	231.75		
TOTAL ALL FUNDS			14,468,770
PROGRAM: STATE ATTORNEYS - SECOND JUDICIAL CIRCUIT			
APPROVED SALARY RATE	5,718,409		
783 SALARIES AND BENEFITS POSITIONS	116.00		
FROM GENERAL REVENUE FUND			6,249,473
FROM STATE ATTORNEYS REVENUE TRUST FUND			
FROM GRANTS AND DONATIONS TRUST FUND			757,411
374,348			
784 OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	25,381		
FROM STATE ATTORNEYS REVENUE TRUST FUND			141,480
784A SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE ATTORNEYS REVENUE TRUST FUND			108,000
785 SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	353,565		
FROM STATE ATTORNEYS REVENUE TRUST FUND			227,139
FROM GRANTS AND DONATIONS TRUST FUND			1,500
786 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	7,923		
FROM STATE ATTORNEYS REVENUE TRUST FUND			7,118
787 SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	8,093		

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TOTAL: PROGRAM: STATE ATTORNEYS - SECOND JUDICIAL CIRCUIT
 FROM GENERAL REVENUE FUND 6,644,435
 FROM TRUST FUNDS 1,616,996
 TOTAL POSITIONS 116.00
 TOTAL ALL FUNDS 8,261,431

PROGRAM: STATE ATTORNEYS - THIRD JUDICIAL CIRCUIT

APPROVED SALARY RATE 3,494,965

788 SALARIES AND BENEFITS POSITIONS 71.00
 FROM GENERAL REVENUE FUND 3,676,222
 FROM STATE ATTORNEYS REVENUE TRUST FUND 496,585
 FROM GRANTS AND DONATIONS TRUST FUND 216,418

789 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 7,857
 FROM STATE ATTORNEYS REVENUE TRUST FUND 6,372
 FROM GRANTS AND DONATIONS TRUST FUND 5,068

790 SPECIAL CATEGORIES
 STATE ATTORNEY OPERATING EXPENDITURES
 FROM GENERAL REVENUE FUND 181,966
 FROM STATE ATTORNEYS REVENUE TRUST FUND 27,204
 FROM GRANTS AND DONATIONS TRUST FUND 76,701

791 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 11,095
 FROM GRANTS AND DONATIONS TRUST FUND 17,759

792 SPECIAL CATEGORIES
 SALARY INCENTIVE PAYMENTS
 FROM GENERAL REVENUE FUND 6,034

793 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM GENERAL REVENUE FUND 35,000

TOTAL: PROGRAM: STATE ATTORNEYS - THIRD JUDICIAL CIRCUIT
 FROM GENERAL REVENUE FUND 3,918,174
 FROM TRUST FUNDS 846,107
 TOTAL POSITIONS 71.00
 TOTAL ALL FUNDS 4,764,281

PROGRAM: STATE ATTORNEYS - FOURTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 16,708,197

794 SALARIES AND BENEFITS POSITIONS 370.00
 FROM GENERAL REVENUE FUND 17,905,651
 FROM STATE ATTORNEYS REVENUE TRUST FUND 2,247,555
 FROM GRANTS AND DONATIONS TRUST FUND 885,199

From the positions and funds provided in Specific Appropriation 794, three full-time equivalent positions with associated rate of 148,081 and \$210,109 from the Grants and Donations Trust Fund are provided for prosecution of insurance fraud.

795 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 139,844
 FROM STATE ATTORNEYS REVENUE TRUST FUND 178,090
 FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND 55,000

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FROM GRANTS AND DONATIONS TRUST FUND 33,189

795A SPECIAL CATEGORIES
 ACQUISITION OF MOTOR VEHICLES
 FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND 80,000

796 SPECIAL CATEGORIES
 STATE ATTORNEY OPERATING EXPENDITURES
 FROM GENERAL REVENUE FUND 279,262
 FROM STATE ATTORNEYS REVENUE TRUST FUND 335,658
 FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND 110,800
 FROM GRANTS AND DONATIONS TRUST FUND 14,800

797 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 18,689
 FROM STATE ATTORNEYS REVENUE TRUST FUND 78,050

798 SPECIAL CATEGORIES
 SALARY INCENTIVE PAYMENTS
 FROM GENERAL REVENUE FUND 11,404

799 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM GENERAL REVENUE FUND 6,150

TOTAL: PROGRAM: STATE ATTORNEYS - FOURTH JUDICIAL CIRCUIT
 FROM GENERAL REVENUE FUND 18,361,000
 FROM TRUST FUNDS 4,018,341
 TOTAL POSITIONS 370.00
 TOTAL ALL FUNDS 22,379,341

PROGRAM: STATE ATTORNEYS - FIFTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 11,971,282

800 SALARIES AND BENEFITS POSITIONS 239.00
 FROM GENERAL REVENUE FUND 13,046,133
 FROM STATE ATTORNEYS REVENUE TRUST FUND 1,108,467
 FROM GRANTS AND DONATIONS TRUST FUND 967,263

801 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 10,599
 FROM STATE ATTORNEYS REVENUE TRUST FUND 37,063
 FROM GRANTS AND DONATIONS TRUST FUND 86,302

802 SPECIAL CATEGORIES
 STATE ATTORNEY OPERATING EXPENDITURES
 FROM GENERAL REVENUE FUND 488,267
 FROM STATE ATTORNEYS REVENUE TRUST FUND 40,678

803 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 27,900
 FROM STATE ATTORNEYS REVENUE TRUST FUND 13,261

804 SPECIAL CATEGORIES
 SALARY INCENTIVE PAYMENTS
 FROM GENERAL REVENUE FUND 15,740

805 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM GENERAL REVENUE FUND 41,500

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TOTAL: PROGRAM: STATE ATTORNEYS - FIFTH JUDICIAL CIRCUIT
 FROM GENERAL REVENUE FUND 13,630,139
 FROM TRUST FUNDS 2,253,034
 TOTAL POSITIONS 239.00
 TOTAL ALL FUNDS 15,883,173

PROGRAM: STATE ATTORNEYS - SIXTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 22,457,412

806 SALARIES AND BENEFITS POSITIONS 475.00
 FROM GENERAL REVENUE FUND 22,556,086
 FROM STATE ATTORNEYS REVENUE TRUST FUND 3,014,371
 FROM GRANTS AND DONATIONS TRUST FUND 3,088,461

807 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 86,869
 FROM GRANTS AND DONATIONS TRUST FUND 34,737

807A SPECIAL CATEGORIES
 ACQUISITION OF MOTOR VEHICLES
 FROM STATE ATTORNEYS REVENUE TRUST FUND 90,060

808 SPECIAL CATEGORIES
 STATE ATTORNEY OPERATING EXPENDITURES
 FROM GENERAL REVENUE FUND 476,061
 FROM STATE ATTORNEYS REVENUE TRUST FUND 232,453
 FROM GRANTS AND DONATIONS TRUST FUND 569,866

809 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 82,995
 FROM STATE ATTORNEYS REVENUE TRUST FUND 72,904

810 SPECIAL CATEGORIES
 SALARY INCENTIVE PAYMENTS
 FROM GENERAL REVENUE FUND 22,724

811 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM GENERAL REVENUE FUND 2,520

812 SPECIAL CATEGORIES
 SALARIES AND BENEFITS - AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009
 FROM GRANTS AND DONATIONS TRUST FUND 109,631

TOTAL: PROGRAM: STATE ATTORNEYS - SIXTH JUDICIAL CIRCUIT
 FROM GENERAL REVENUE FUND 23,227,255
 FROM TRUST FUNDS 7,212,483
 TOTAL POSITIONS 475.00
 TOTAL ALL FUNDS 30,439,738

PROGRAM: STATE ATTORNEYS - SEVENTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 11,135,986

813 SALARIES AND BENEFITS POSITIONS 242.00
 FROM GENERAL REVENUE FUND 11,892,931
 FROM STATE ATTORNEYS REVENUE TRUST FUND 1,866,010
 FROM GRANTS AND DONATIONS TRUST FUND 439,941

814 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 39,274

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FROM STATE ATTORNEYS REVENUE TRUST FUND 73,887
 FROM GRANTS AND DONATIONS TRUST FUND 9,980

814A SPECIAL CATEGORIES
 ACQUISITION OF MOTOR VEHICLES
 FROM STATE ATTORNEYS REVENUE TRUST FUND 145,439

815 SPECIAL CATEGORIES
 STATE ATTORNEY OPERATING EXPENDITURES
 FROM GENERAL REVENUE FUND 588,416
 FROM STATE ATTORNEYS REVENUE TRUST FUND 342,348
 FROM GRANTS AND DONATIONS TRUST FUND 158,681

816 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 42,146
 FROM STATE ATTORNEYS REVENUE TRUST FUND 55,077

817 SPECIAL CATEGORIES
 SALARY INCENTIVE PAYMENTS
 FROM GENERAL REVENUE FUND 6,094
 FROM STATE ATTORNEYS REVENUE TRUST FUND 17,620
 FROM GRANTS AND DONATIONS TRUST FUND 2,380

818 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM GENERAL REVENUE FUND 32,381

819 SPECIAL CATEGORIES
 SALARIES AND BENEFITS - AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009
 FROM GRANTS AND DONATIONS TRUST FUND 31,362

TOTAL: PROGRAM: STATE ATTORNEYS - SEVENTH JUDICIAL CIRCUIT
 FROM GENERAL REVENUE FUND 12,601,242
 FROM TRUST FUNDS 3,142,725
 TOTAL POSITIONS 242.00
 TOTAL ALL FUNDS 15,743,967

PROGRAM: STATE ATTORNEYS - EIGHTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 6,263,660

820 SALARIES AND BENEFITS POSITIONS 138.00
 FROM GENERAL REVENUE FUND 7,003,050
 FROM STATE ATTORNEYS REVENUE TRUST FUND 643,906
 FROM GRANTS AND DONATIONS TRUST FUND 413,692

821 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 8,533
 FROM STATE ATTORNEYS REVENUE TRUST FUND 54,605
 FROM GRANTS AND DONATIONS TRUST FUND 34,329

821A SPECIAL CATEGORIES
 ACQUISITION OF MOTOR VEHICLES
 FROM STATE ATTORNEYS REVENUE TRUST FUND 112,500

822 SPECIAL CATEGORIES
 STATE ATTORNEY OPERATING EXPENDITURES
 FROM GENERAL REVENUE FUND 284,761
 FROM STATE ATTORNEYS REVENUE TRUST FUND 18,485

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	FROM GRANTS AND DONATIONS TRUST FUND		9,040
823	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	50,121	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		46
824	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	13,506	
825	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	7,306	
TOTAL: PROGRAM: STATE ATTORNEYS - EIGHTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	7,367,277	
	FROM TRUST FUNDS		1,286,603
	TOTAL POSITIONS	138.00	
	TOTAL ALL FUNDS		8,653,880
PROGRAM: STATE ATTORNEYS - NINTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	16,864,498	
826	SALARIES AND BENEFITS POSITIONS	361.50	
	FROM GENERAL REVENUE FUND	19,389,892	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		1,218,476
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		154,061
	FROM GRANTS AND DONATIONS TRUST FUND		1,000,167
From the positions and funds provided in Specific Appropriation 826, five full-time equivalent positions with associated salary rate of 267,173 and \$387,207 from the Grants and Donations Trust Fund are provided for prosecution of insurance fraud.			
827	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	140,793	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		291,200
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		63,000
	FROM GRANTS AND DONATIONS TRUST FUND		1,000
828	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND	872,682	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		197,029
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		35,225
	FROM GRANTS AND DONATIONS TRUST FUND		18,966
829	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	66,449	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		75,023
830	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	26,486	
831	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	55,416	

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TOTAL: PROGRAM: STATE ATTORNEYS - NINTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	20,551,718	
	FROM TRUST FUNDS		3,054,147
	TOTAL POSITIONS	361.50	
	TOTAL ALL FUNDS		23,605,865
PROGRAM: STATE ATTORNEYS - TENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	10,820,495	
832	SALARIES AND BENEFITS POSITIONS	216.00	
	FROM GENERAL REVENUE FUND	10,604,029	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		2,937,303
	FROM GRANTS AND DONATIONS TRUST FUND		921,203
833	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	31,189	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		65,818
	FROM GRANTS AND DONATIONS TRUST FUND		33,018
833A	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		52,000
834	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND	185,530	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		203,328
	FROM GRANTS AND DONATIONS TRUST FUND		210,985
835	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	40,312	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		53,924
836	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	14,365	
837	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	32,032	
	FROM GRANTS AND DONATIONS TRUST FUND		7,356
838	SPECIAL CATEGORIES		
	SALARIES AND BENEFITS - AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009		
	FROM GRANTS AND DONATIONS TRUST FUND		72,132
TOTAL: PROGRAM: STATE ATTORNEYS - TENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	10,907,457	
	FROM TRUST FUNDS		4,557,067
	TOTAL POSITIONS	216.00	
	TOTAL ALL FUNDS		15,464,524
PROGRAM: STATE ATTORNEYS - ELEVENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	53,027,803	
839	SALARIES AND BENEFITS POSITIONS	1,264.00	
	FROM GENERAL REVENUE FUND	42,385,098	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		3,603,148
	FROM CHILD SUPPORT TRUST FUND		18,043,856

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND	203,307	
FROM GRANTS AND DONATIONS TRUST FUND		2,987,039

From the positions and funds provided in Specific Appropriation 839, three full-time equivalent positions with associated salary rate of 239,797 and \$347,532 from the Grants and Donations Trust Fund are provided for prosecution of insurance fraud.

Additionally, two full-time equivalent positions with associated salary rate of 91,981 and \$133,307 from the Grants and Donations Trust Fund are provided solely for prosecution of workers compensation insurance fraud.

840 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND	239,005	
FROM STATE ATTORNEYS REVENUE TRUST FUND		154,922
FROM CHILD SUPPORT TRUST FUND		868,300
FROM GRANTS AND DONATIONS TRUST FUND		85,131
840A SPECIAL CATEGORIES		
ACQUISITION OF MOTOR VEHICLES		
FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		42,338
841 SPECIAL CATEGORIES		
STATE ATTORNEY OPERATING EXPENDITURES		
FROM GENERAL REVENUE FUND	773,140	
FROM STATE ATTORNEYS REVENUE TRUST FUND		419,390
FROM CHILD SUPPORT TRUST FUND		4,104,448
FROM CIVIL RICO TRUST FUND		200,020
FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		203,700
FROM GRANTS AND DONATIONS TRUST FUND		736,527
842 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND	391,606	
FROM STATE ATTORNEYS REVENUE TRUST FUND		302,178
FROM CHILD SUPPORT TRUST FUND		22,384
843 SPECIAL CATEGORIES		
SALARY INCENTIVE PAYMENTS		
FROM GENERAL REVENUE FUND	22,221	
844 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM GENERAL REVENUE FUND	3,600	
TOTAL: PROGRAM: STATE ATTORNEYS - ELEVENTH JUDICIAL CIRCUIT		
FROM GENERAL REVENUE FUND	43,814,670	
FROM TRUST FUNDS		31,976,688
TOTAL POSITIONS	1,264.00	
TOTAL ALL FUNDS		75,791,358
PROGRAM: STATE ATTORNEYS - TWELFTH JUDICIAL CIRCUIT		
APPROVED SALARY RATE	8,576,980	
845 SALARIES AND BENEFITS POSITIONS	182.00	
FROM GENERAL REVENUE FUND	9,812,564	
FROM STATE ATTORNEYS REVENUE TRUST FUND		1,203,428
FROM GRANTS AND DONATIONS TRUST FUND		131,823
846 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND	23,211	

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846A SPECIAL CATEGORIES		
ACQUISITION OF MOTOR VEHICLES		
FROM STATE ATTORNEYS REVENUE TRUST FUND		42,000

847 SPECIAL CATEGORIES		
STATE ATTORNEY OPERATING EXPENDITURES		
FROM GENERAL REVENUE FUND	408,517	
FROM STATE ATTORNEYS REVENUE TRUST FUND		89,785

848 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND	45,418	
FROM STATE ATTORNEYS REVENUE TRUST FUND		11,039

849 SPECIAL CATEGORIES		
SALARY INCENTIVE PAYMENTS		
FROM GENERAL REVENUE FUND	9,461	

850 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM GENERAL REVENUE FUND	367	

TOTAL: PROGRAM: STATE ATTORNEYS - TWELFTH JUDICIAL CIRCUIT		
FROM GENERAL REVENUE FUND	10,299,538	
FROM TRUST FUNDS		1,478,075

TOTAL POSITIONS	182.00	
TOTAL ALL FUNDS		11,777,613

PROGRAM: STATE ATTORNEYS - THIRTEENTH JUDICIAL CIRCUIT		
APPROVED SALARY RATE	16,680,807	
851 SALARIES AND BENEFITS POSITIONS	357.00	
FROM GENERAL REVENUE FUND	17,924,247	
FROM STATE ATTORNEYS REVENUE TRUST FUND		1,995,123
FROM GRANTS AND DONATIONS TRUST FUND		888,764

From the positions and funds provided in Specific Appropriation 851, two full-time equivalent positions with associated salary rate of 94,177 and \$136,488 from the Grants and Donations Trust Fund are provided for prosecution of insurance fraud.

852 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND	119,228	
FROM STATE ATTORNEYS REVENUE TRUST FUND		11,122
FROM GRANTS AND DONATIONS TRUST FUND		7,755

852A SPECIAL CATEGORIES		
ACQUISITION OF MOTOR VEHICLES		
FROM STATE ATTORNEYS REVENUE TRUST FUND		55,250
FROM CIVIL RICO TRUST FUND		69,750

853 SPECIAL CATEGORIES		
STATE ATTORNEY OPERATING EXPENDITURES		
FROM GENERAL REVENUE FUND	638,990	
FROM STATE ATTORNEYS REVENUE TRUST FUND		180,196
FROM GRANTS AND DONATIONS TRUST FUND		81,630

854 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND	70,006	
FROM STATE ATTORNEYS REVENUE TRUST FUND		33,613

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855	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	6,827	
856	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	9,580	
857	SPECIAL CATEGORIES SALARIES AND BENEFITS - AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FROM GRANTS AND DONATIONS TRUST FUND	405,234	
TOTAL: PROGRAM: STATE ATTORNEYS - THIRTEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	18,768,878	
	FROM TRUST FUNDS		3,728,437
	TOTAL POSITIONS	357.00	
	TOTAL ALL FUNDS		22,497,315
PROGRAM: STATE ATTORNEYS - FOURTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	5,743,893	
858	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	123.00	
	FROM STATE ATTORNEYS REVENUE TRUST FUND	6,521,694	
	FROM GRANTS AND DONATIONS TRUST FUND	498,745	
			387,461
859	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	9,899	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		29,900
859A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE ATTORNEYS REVENUE TRUST FUND		80,000
860	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	238,320	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		6,676
861	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE ATTORNEYS REVENUE TRUST FUND		75,887
862	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	7,697	
863	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	2,295	
TOTAL: PROGRAM: STATE ATTORNEYS - FOURTEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	6,779,905	
	FROM TRUST FUNDS		1,078,669
	TOTAL POSITIONS	123.00	
	TOTAL ALL FUNDS		7,858,574
PROGRAM: STATE ATTORNEYS - FIFTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	16,108,204	

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864	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	329.00	
	FROM STATE ATTORNEYS REVENUE TRUST FUND	17,244,953	
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		2,100,518
	FROM GRANTS AND DONATIONS TRUST FUND		876,988
From the positions and funds provided in Specific Appropriation 864, two full-time equivalent positions with associated salary rate of 90,283 and \$130,845 from the Grants and Donations Trust Fund are provided for prosecution of insurance fraud.			
865	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	74,365	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		61,018
	FROM GRANTS AND DONATIONS TRUST FUND		5,000
865A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE ATTORNEYS REVENUE TRUST FUND		110,000
866	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	601,694	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		198,129
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		64,459
	FROM GRANTS AND DONATIONS TRUST FUND		26,000
867	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	42,566	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		70,782
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		40,498
868	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	10,569	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		950
	FROM GRANTS AND DONATIONS TRUST FUND		50
869	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	10,000	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		60,000
TOTAL: PROGRAM: STATE ATTORNEYS - FIFTEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	17,984,147	
	FROM TRUST FUNDS		3,916,412
	TOTAL POSITIONS	329.00	
	TOTAL ALL FUNDS		21,900,559
PROGRAM: STATE ATTORNEYS - SIXTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	3,051,173	
870	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	62.00	
	FROM STATE ATTORNEYS REVENUE TRUST FUND	3,325,195	
	FROM GRANTS AND DONATIONS TRUST FUND		367,603
			186,305

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

871	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	15,490	
	FROM GRANTS AND DONATIONS TRUST FUND		76,054
871A	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		25,000
872	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND	135,049	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		54,509
	FROM GRANTS AND DONATIONS TRUST FUND		106,514
873	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	23,890	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		90,191
	FROM GRANTS AND DONATIONS TRUST FUND		9,185
874	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	7,041	
875	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	3,615	
TOTAL:	PROGRAM: STATE ATTORNEYS - SIXTEENTH JUDICIAL CIRCUIT		
	FROM GENERAL REVENUE FUND	3,510,280	
	FROM TRUST FUNDS		915,361
	TOTAL POSITIONS	62.00	
	TOTAL ALL FUNDS		4,425,641
PROGRAM:	STATE ATTORNEYS - SEVENTEENTH JUDICIAL CIRCUIT		
	APPROVED SALARY RATE	23,535,799	
876	SALARIES AND BENEFITS POSITIONS	509.00	
	FROM GENERAL REVENUE FUND	26,501,763	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		3,191,785
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		172,328
	FROM GRANTS AND DONATIONS TRUST FUND		612,345
	From the positions and funds provided in Specific Appropriation 876, two full-time equivalent positions with associated salary rate of 92,905 and \$134,646 from the Grants and Donations Trust Fund are provided for prosecution of insurance fraud.		
877	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	114,991	
	FROM GRANTS AND DONATIONS TRUST FUND		122,864
878	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND	1,064,116	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		166,042
	FROM GRANTS AND DONATIONS TRUST FUND		34,601
879	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	206,653	

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	FROM STATE ATTORNEYS REVENUE TRUST FUND		207,728
880	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	23,491	
881	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND		96,483
882	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		199
	FROM GRANTS AND DONATIONS TRUST FUND		53
TOTAL:	PROGRAM: STATE ATTORNEYS - SEVENTEENTH JUDICIAL CIRCUIT		
	FROM GENERAL REVENUE FUND	28,007,497	
	FROM TRUST FUNDS		4,507,945
	TOTAL POSITIONS	509.00	
	TOTAL ALL FUNDS		32,515,442
PROGRAM:	STATE ATTORNEYS - EIGHTEENTH JUDICIAL CIRCUIT		
	APPROVED SALARY RATE	13,810,064	
885	SALARIES AND BENEFITS POSITIONS	294.00	
	FROM GENERAL REVENUE FUND	14,841,053	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		1,785,682
	FROM GRANTS AND DONATIONS TRUST FUND		908,818
886	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	25,100	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		19,988
	FROM GRANTS AND DONATIONS TRUST FUND		12,512
886A	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		55,500
887	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND	610,738	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		38,459
	FROM GRANTS AND DONATIONS TRUST FUND		64,924
888	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	52,967	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		28,625
	FROM GRANTS AND DONATIONS TRUST FUND		6,231
889	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	9,587	
890	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	5,130	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: PROGRAM: STATE ATTORNEYS - EIGHTEENTH JUDICIAL CIRCUIT			
		15,544,575	2,920,739
		294.00	18,465,314
PROGRAM: STATE ATTORNEYS - NINETEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	7,644,966	
891	SALARIES AND BENEFITS POSITIONS	166.00	
	FROM GENERAL REVENUE FUND	7,925,734	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		1,124,116
	FROM GRANTS AND DONATIONS TRUST FUND		616,960
892	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	19,414	
	FROM GRANTS AND DONATIONS TRUST FUND		76,678
893	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND	517,700	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		19,588
	FROM GRANTS AND DONATIONS TRUST FUND		36,372
894	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	15,624	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		12,276
895	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	8,764	
896	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	2,798	
897	SPECIAL CATEGORIES		
	LEAVE LIABILITY		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		189,754
	FROM GRANTS AND DONATIONS TRUST FUND		10,581
TOTAL: PROGRAM: STATE ATTORNEYS - NINETEENTH JUDICIAL CIRCUIT			
		8,490,034	2,086,325
		166.00	10,576,359
PROGRAM: STATE ATTORNEYS - TWENTIETH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	13,823,620	
898	SALARIES AND BENEFITS POSITIONS	310.00	
	FROM GENERAL REVENUE FUND	15,023,649	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		1,281,227
	FROM CIVIL RICO TRUST FUND		101,648
	FROM GRANTS AND DONATIONS TRUST FUND		1,374,500
899	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	52,100	

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			85,767
			10,925
899A	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		100,000
900	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND	796,802	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		94,087
	FROM GRANTS AND DONATIONS TRUST FUND		38,923
901	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	57,277	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		32,894
902	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	21,024	
TOTAL: PROGRAM: STATE ATTORNEYS - TWENTIETH JUDICIAL CIRCUIT			
		15,950,852	3,119,971
		310.00	19,070,823
PUBLIC DEFENDERS			
The Public Defenders Coordination Office's budgeting, legal, training and education needs may be funded by each Public Defender's office within the funds provided in Specific Appropriations 903 through 1008. Funding for this office shall not exceed \$400,000 from the Indigent Criminal Defense Trust Fund. In addition, each Public Defender Office must submit on a monthly basis the caseload report developed by the Florida Public Defenders Association.			
PROGRAM: PUBLIC DEFENDERS - FIRST JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	5,580,732	
903	SALARIES AND BENEFITS POSITIONS	119.00	
	FROM GENERAL REVENUE FUND	6,444,268	
	FROM PUBLIC DEFENDERS REVENUE TRUST FUND		204,977
	FROM GRANTS AND DONATIONS TRUST FUND		117,020
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		770,603
904	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	22,604	
	FROM GRANTS AND DONATIONS TRUST FUND		6,977
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		222,860
905	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		67,500
906	SPECIAL CATEGORIES		
	PUBLIC DEFENDER OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND	191,206	
	FROM GRANTS AND DONATIONS TRUST FUND		5,000
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		142,129

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

907	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	13,487	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		13,003
908	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	4,770	
TOTAL:	PROGRAM: PUBLIC DEFENDERS - FIRST JUDICIAL CIRCUIT FROM GENERAL REVENUE FUND	6,676,335	1,550,069
	FROM TRUST FUNDS		
	TOTAL POSITIONS	119.00	
	TOTAL ALL FUNDS		8,226,404
PROGRAM: PUBLIC DEFENDERS - SECOND JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	3,980,532	
909	SALARIES AND BENEFITS POSITIONS	85.00	
	FROM GENERAL REVENUE FUND	4,455,898	
	FROM PUBLIC DEFENDERS REVENUE TRUST FUND		167,257
	FROM GRANTS AND DONATIONS TRUST FUND		95,912
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		360,983
910	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	20,487	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		99,172
911	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	153,981	
	FROM GRANTS AND DONATIONS TRUST FUND		1,677
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		114,267
912	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	13,991	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		12,132
913	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	7,617	
TOTAL:	PROGRAM: PUBLIC DEFENDERS - SECOND JUDICIAL CIRCUIT FROM GENERAL REVENUE FUND	4,651,974	851,400
	FROM TRUST FUNDS		
	TOTAL POSITIONS	85.00	
	TOTAL ALL FUNDS		5,503,374
PROGRAM: PUBLIC DEFENDERS - THIRD JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	1,840,219	
914	SALARIES AND BENEFITS POSITIONS	30.00	
	FROM GENERAL REVENUE FUND	2,058,163	
	FROM PUBLIC DEFENDERS REVENUE TRUST FUND		65,670
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		182,947
915	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	251	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		107,765

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916	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		19,000
917	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	83,961	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		32,531
918	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		6,476
919	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	1,991	
TOTAL:	PROGRAM: PUBLIC DEFENDERS - THIRD JUDICIAL CIRCUIT FROM GENERAL REVENUE FUND	2,144,366	414,389
	FROM TRUST FUNDS		
	TOTAL POSITIONS	30.00	
	TOTAL ALL FUNDS		2,558,755
PROGRAM: PUBLIC DEFENDERS - FOURTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	7,807,358	
920	SALARIES AND BENEFITS POSITIONS	147.00	
	FROM GENERAL REVENUE FUND	8,694,545	
	FROM PUBLIC DEFENDERS REVENUE TRUST FUND		277,112
	FROM GRANTS AND DONATIONS TRUST FUND		194,772
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		589,151
921	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	22,001	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		132,308
921A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		69,000
922	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	262,193	
	FROM GRANTS AND DONATIONS TRUST FUND		50,000
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		147,636
923	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	18,348	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		25,608
924	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	2,305	
925	SPECIAL CATEGORIES SALARIES AND BENEFITS - AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FROM GRANTS AND DONATIONS TRUST FUND		37,500

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TOTAL: PROGRAM: PUBLIC DEFENDERS - FOURTH JUDICIAL CIRCUIT			
FROM GENERAL REVENUE FUND	8,999,392		
FROM TRUST FUNDS		1,523,087	
TOTAL POSITIONS	147.00		
TOTAL ALL FUNDS		10,522,479	
PROGRAM: PUBLIC DEFENDERS - FIFTH JUDICIAL CIRCUIT			
APPROVED SALARY RATE	4,981,371		
926 SALARIES AND BENEFITS POSITIONS	108.00		
FROM GENERAL REVENUE FUND	5,774,482		
FROM PUBLIC DEFENDERS REVENUE TRUST FUND		172,203	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		659,820	
927 OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	21,727		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		396,830	
928 SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	109,560		
FROM GRANTS AND DONATIONS TRUST FUND		2,000	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		191,830	
929 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	16,261		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		8,004	
TOTAL: PROGRAM: PUBLIC DEFENDERS - FIFTH JUDICIAL CIRCUIT			
FROM GENERAL REVENUE FUND	5,922,030		
FROM TRUST FUNDS		1,430,687	
TOTAL POSITIONS	108.00		
TOTAL ALL FUNDS		7,352,717	
PROGRAM: PUBLIC DEFENDERS - SIXTH JUDICIAL CIRCUIT			
APPROVED SALARY RATE	10,840,280		
930 SALARIES AND BENEFITS POSITIONS	226.00		
FROM GENERAL REVENUE FUND	11,938,422		
FROM PUBLIC DEFENDERS REVENUE TRUST FUND		373,828	
FROM GRANTS AND DONATIONS TRUST FUND		359,740	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		1,047,378	
931 OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	78,566		
FROM GRANTS AND DONATIONS TRUST FUND		4,836	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		149,532	
932 SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		57,000	
933 SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	512,076		
FROM GRANTS AND DONATIONS TRUST FUND		8,000	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		250,822	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

934 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	38,295		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		3,952	
935 SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		51,000	
TOTAL: PROGRAM: PUBLIC DEFENDERS - SIXTH JUDICIAL CIRCUIT			
FROM GENERAL REVENUE FUND	12,567,359		
FROM TRUST FUNDS		2,306,088	
TOTAL POSITIONS	226.00		
TOTAL ALL FUNDS		14,873,447	
PROGRAM: PUBLIC DEFENDERS - SEVENTH JUDICIAL CIRCUIT			
APPROVED SALARY RATE	5,398,949		
936 SALARIES AND BENEFITS POSITIONS	114.00		
FROM GENERAL REVENUE FUND	6,375,052		
FROM PUBLIC DEFENDERS REVENUE TRUST FUND		202,691	
FROM GRANTS AND DONATIONS TRUST FUND		76,517	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		339,660	
937 OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	30		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		3,230	
938 SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	122,939		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		121,860	
939 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	29,929		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		8,717	
940 SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	14,589		
TOTAL: PROGRAM: PUBLIC DEFENDERS - SEVENTH JUDICIAL CIRCUIT			
FROM GENERAL REVENUE FUND	6,542,539		
FROM TRUST FUNDS		752,675	
TOTAL POSITIONS	114.00		
TOTAL ALL FUNDS		7,295,214	
PROGRAM: PUBLIC DEFENDERS - EIGHTH JUDICIAL CIRCUIT			
APPROVED SALARY RATE	3,557,272		
941 SALARIES AND BENEFITS POSITIONS	74.00		
FROM GENERAL REVENUE FUND	4,220,026		
FROM PUBLIC DEFENDERS REVENUE TRUST FUND		134,167	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		340,251	
942 OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	12,759		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		36,600	

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943	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	98,884	
	FROM GRANTS AND DONATIONS TRUST FUND		5,000
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		59,227
944	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	12,276	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		17,844
945	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		3,651
TOTAL: PROGRAM: PUBLIC DEFENDERS - EIGHTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	4,343,945	
	FROM TRUST FUNDS		596,740
	TOTAL POSITIONS	74.00	
	TOTAL ALL FUNDS		4,940,685
PROGRAM: PUBLIC DEFENDERS - NINTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	9,764,813	
946	SALARIES AND BENEFITS POSITIONS	221.00	
	FROM GENERAL REVENUE FUND	9,254,230	
	FROM PUBLIC DEFENDERS REVENUE TRUST FUND		269,118
	FROM GRANTS AND DONATIONS TRUST FUND		815,245
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		1,510,725
947	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	25,000	
	FROM GRANTS AND DONATIONS TRUST FUND		7,500
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		141,520
947A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		69,678
948	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	706,253	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		120,440
949	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	33,669	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		31,323
950	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	23,000	
951	SPECIAL CATEGORIES SALARIES AND BENEFITS - AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FROM GRANTS AND DONATIONS TRUST FUND		45,000

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TOTAL: PROGRAM: PUBLIC DEFENDERS - NINTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	10,042,152	
	FROM TRUST FUNDS		3,010,549
	TOTAL POSITIONS	221.00	
	TOTAL ALL FUNDS		13,052,701
PROGRAM: PUBLIC DEFENDERS - TENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	5,357,730	
952	SALARIES AND BENEFITS POSITIONS	114.00	
	FROM GENERAL REVENUE FUND	5,948,753	
	FROM PUBLIC DEFENDERS REVENUE TRUST FUND		189,312
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		574,197
953	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	12,424	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		57,430
954	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	174,642	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		164,621
955	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	19,082	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		5,626
956	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		3,132
TOTAL: PROGRAM: PUBLIC DEFENDERS - TENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	6,154,901	
	FROM TRUST FUNDS		994,318
	TOTAL POSITIONS	114.00	
	TOTAL ALL FUNDS		7,149,219
PROGRAM: PUBLIC DEFENDERS - ELEVENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	20,242,327	
957	SALARIES AND BENEFITS POSITIONS	384.00	
	FROM GENERAL REVENUE FUND	22,058,105	
	FROM PUBLIC DEFENDERS REVENUE TRUST FUND		702,330
	FROM GRANTS AND DONATIONS TRUST FUND		1,348,139
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		651,087
958	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	101,863	
	FROM GRANTS AND DONATIONS TRUST FUND		70,000
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		169,016
959	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND	3,233	
960	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	455,852	
	FROM GRANTS AND DONATIONS TRUST FUND		10,000

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	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		84,580	
961	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	93,305		
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		67,334	
962	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND	1,333		
TOTAL: PROGRAM: PUBLIC DEFENDERS - ELEVENTH JUDICIAL CIRCUIT				
	FROM GENERAL REVENUE FUND	22,713,691		
	FROM TRUST FUNDS		3,102,486	
	TOTAL POSITIONS	384.00		
	TOTAL ALL FUNDS		25,816,177	
PROGRAM: PUBLIC DEFENDERS - TWELFTH JUDICIAL CIRCUIT				
	APPROVED SALARY RATE	4,713,248		
963	SALARIES AND BENEFITS POSITIONS	97.50		
	FROM GENERAL REVENUE FUND	4,982,701		
	FROM PUBLIC DEFENDERS REVENUE TRUST FUND		158,657	
	FROM GRANTS AND DONATIONS TRUST FUND		150,594	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		594,435	
964	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND	19,836		
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		20,000	
965	SPECIAL CATEGORIES			
	PUBLIC DEFENDER OPERATING EXPENDITURES			
	FROM GENERAL REVENUE FUND	222,605		
	FROM GRANTS AND DONATIONS TRUST FUND		58,400	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		42,782	
966	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		18,255	
TOTAL: PROGRAM: PUBLIC DEFENDERS - TWELFTH JUDICIAL CIRCUIT				
	FROM GENERAL REVENUE FUND	5,225,142		
	FROM TRUST FUNDS		1,043,123	
	TOTAL POSITIONS	97.50		
	TOTAL ALL FUNDS		6,268,265	
PROGRAM: PUBLIC DEFENDERS - THIRTEENTH JUDICIAL CIRCUIT				
	APPROVED SALARY RATE	11,165,493		
967	SALARIES AND BENEFITS POSITIONS	221.50		
	FROM GENERAL REVENUE FUND	10,818,957		
	FROM PUBLIC DEFENDERS REVENUE TRUST FUND		344,757	
	FROM GRANTS AND DONATIONS TRUST FUND		1,232,681	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		1,253,900	
968	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND	46,413		

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM PUBLIC DEFENDERS REVENUE TRUST FUND		100,000	
	FROM GRANTS AND DONATIONS TRUST FUND		100,000	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		11,201	
969	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		44,000	
970	SPECIAL CATEGORIES			
	PUBLIC DEFENDER OPERATING EXPENDITURES			
	FROM GENERAL REVENUE FUND	522,060		
	FROM GRANTS AND DONATIONS TRUST FUND		107,844	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		107,983	
971	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	21,198		
	FROM GRANTS AND DONATIONS TRUST FUND		14,483	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		7,554	
972	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND	2,835		
TOTAL: PROGRAM: PUBLIC DEFENDERS - THIRTEENTH JUDICIAL CIRCUIT				
	FROM GENERAL REVENUE FUND	11,411,463		
	FROM TRUST FUNDS		3,324,403	
	TOTAL POSITIONS	221.50		
	TOTAL ALL FUNDS		14,735,866	
PROGRAM: PUBLIC DEFENDERS - FOURTEENTH JUDICIAL CIRCUIT				
	APPROVED SALARY RATE	3,197,153		
973	SALARIES AND BENEFITS POSITIONS	61.00		
	FROM GENERAL REVENUE FUND	3,495,240		
	FROM PUBLIC DEFENDERS REVENUE TRUST FUND		111,139	
	FROM GRANTS AND DONATIONS TRUST FUND		50,414	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		426,198	
974	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND	7,101		
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		254,901	
975	SPECIAL CATEGORIES			
	PUBLIC DEFENDER OPERATING EXPENDITURES			
	FROM GENERAL REVENUE FUND	127,551		
	FROM GRANTS AND DONATIONS TRUST FUND		15,000	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		141,811	
976	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	9,636		
977	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		2,405	

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TOTAL: PROGRAM: PUBLIC DEFENDERS - FOURTEENTH JUDICIAL CIRCUIT
 FROM GENERAL REVENUE FUND 3,639,528 1,001,868
 FROM TRUST FUNDS
 TOTAL POSITIONS 61.00
 TOTAL ALL FUNDS 4,641,396

PROGRAM: PUBLIC DEFENDERS - FIFTEENTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 9,191,064
 978 SALARIES AND BENEFITS POSITIONS 194.00
 FROM GENERAL REVENUE FUND 10,261,119
 FROM PUBLIC DEFENDERS REVENUE TRUST FUND 326,768
 FROM GRANTS AND DONATIONS TRUST FUND 21,343
 FROM INDIGENT CRIMINAL DEFENSE TRUST FUND 582,788

979 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 47,601
 FROM GRANTS AND DONATIONS TRUST FUND 114,866
 FROM INDIGENT CRIMINAL DEFENSE TRUST FUND 27,708

980 SPECIAL CATEGORIES
 PUBLIC DEFENDER OPERATING EXPENDITURES
 FROM GENERAL REVENUE FUND 149,103
 FROM GRANTS AND DONATIONS TRUST FUND 78,670
 FROM INDIGENT CRIMINAL DEFENSE TRUST FUND 277,369

981 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 30,156
 FROM INDIGENT CRIMINAL DEFENSE TRUST FUND 8,047

982 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM INDIGENT CRIMINAL DEFENSE TRUST FUND 9,375

TOTAL: PROGRAM: PUBLIC DEFENDERS - FIFTEENTH JUDICIAL CIRCUIT
 FROM GENERAL REVENUE FUND 10,487,979 1,446,934
 FROM TRUST FUNDS
 TOTAL POSITIONS 194.00
 TOTAL ALL FUNDS 11,934,913

PROGRAM: PUBLIC DEFENDERS - SIXTEENTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 2,101,626
 983 SALARIES AND BENEFITS POSITIONS 42.00
 FROM GENERAL REVENUE FUND 2,333,599
 FROM PUBLIC DEFENDERS REVENUE TRUST FUND 74,403
 FROM GRANTS AND DONATIONS TRUST FUND 38,990
 FROM INDIGENT CRIMINAL DEFENSE TRUST FUND 120,481

984 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 6,968
 FROM GRANTS AND DONATIONS TRUST FUND 5,000
 FROM INDIGENT CRIMINAL DEFENSE TRUST FUND 1,347

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985 SPECIAL CATEGORIES
 PUBLIC DEFENDER OPERATING EXPENDITURES
 FROM GENERAL REVENUE FUND 65,086
 FROM GRANTS AND DONATIONS TRUST FUND 10,000
 FROM INDIGENT CRIMINAL DEFENSE TRUST FUND 17,760

986 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 3,045
 FROM GRANTS AND DONATIONS TRUST FUND 2,279

987 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM GENERAL REVENUE FUND 930

TOTAL: PROGRAM: PUBLIC DEFENDERS - SIXTEENTH JUDICIAL CIRCUIT
 FROM GENERAL REVENUE FUND 2,409,628 270,260
 FROM TRUST FUNDS
 TOTAL POSITIONS 42.00
 TOTAL ALL FUNDS 2,679,888

PROGRAM: PUBLIC DEFENDERS - SEVENTEENTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 12,044,736
 988 SALARIES AND BENEFITS POSITIONS 223.00
 FROM GENERAL REVENUE FUND 12,680,261
 FROM PUBLIC DEFENDERS REVENUE TRUST FUND 404,270
 FROM GRANTS AND DONATIONS TRUST FUND 842,678
 FROM INDIGENT CRIMINAL DEFENSE TRUST FUND 1,629,079

989 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 82,254
 FROM GRANTS AND DONATIONS TRUST FUND 150,708
 FROM INDIGENT CRIMINAL DEFENSE TRUST FUND 36,000

990 SPECIAL CATEGORIES
 PUBLIC DEFENDER OPERATING EXPENDITURES
 FROM GENERAL REVENUE FUND 424,593
 FROM INDIGENT CRIMINAL DEFENSE TRUST FUND 208,165

991 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 47,036
 FROM INDIGENT CRIMINAL DEFENSE TRUST FUND 56,592

992 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM GENERAL REVENUE FUND 3,812

993 SPECIAL CATEGORIES
 SALARIES AND BENEFITS - AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009
 FROM GRANTS AND DONATIONS TRUST FUND 65,625

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TOTAL: PROGRAM: PUBLIC DEFENDERS - SEVENTEENTH JUDICIAL CIRCUIT			
FROM GENERAL REVENUE FUND	13,237,956		
FROM TRUST FUNDS		3,393,117	
TOTAL POSITIONS	223.00		
TOTAL ALL FUNDS		16,631,073	
PROGRAM: PUBLIC DEFENDERS - EIGHTEENTH JUDICIAL CIRCUIT			
APPROVED SALARY RATE	5,969,524		
994 SALARIES AND BENEFITS POSITIONS	119.00		
FROM GENERAL REVENUE FUND	5,625,828		
FROM PUBLIC DEFENDERS REVENUE TRUST FUND		179,083	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		1,264,592	
995 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	12,792		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		28,160	
996 SPECIAL CATEGORIES			
PUBLIC DEFENDER OPERATING EXPENDITURES			
FROM GENERAL REVENUE FUND	337,745		
FROM GRANTS AND DONATIONS TRUST FUND		5,000	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		297,178	
997 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	25,840		
998 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		5,236	
TOTAL: PROGRAM: PUBLIC DEFENDERS - EIGHTEENTH JUDICIAL CIRCUIT			
FROM GENERAL REVENUE FUND	6,002,205		
FROM TRUST FUNDS		1,779,249	
TOTAL POSITIONS	119.00		
TOTAL ALL FUNDS		7,781,454	
PROGRAM: PUBLIC DEFENDERS - NINETEENTH JUDICIAL CIRCUIT			
APPROVED SALARY RATE	4,020,433		
999 SALARIES AND BENEFITS POSITIONS	78.00		
FROM GENERAL REVENUE FUND	3,963,016		
FROM PUBLIC DEFENDERS REVENUE TRUST FUND		126,274	
FROM GRANTS AND DONATIONS TRUST FUND		248,772	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		722,636	
1000 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	19,893		
FROM GRANTS AND DONATIONS TRUST FUND		40,000	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		135,550	
1001 SPECIAL CATEGORIES			
PUBLIC DEFENDER OPERATING EXPENDITURES			
FROM GENERAL REVENUE FUND	105,428		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		194,650	

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1002 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	16,731		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		8,752	
1003 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		1,440	
TOTAL: PROGRAM: PUBLIC DEFENDERS - NINETEENTH JUDICIAL CIRCUIT			
FROM GENERAL REVENUE FUND	4,105,068		
FROM TRUST FUNDS		1,478,074	
TOTAL POSITIONS	78.00		
TOTAL ALL FUNDS		5,583,142	
PROGRAM: PUBLIC DEFENDERS - TWENTIETH JUDICIAL CIRCUIT			
APPROVED SALARY RATE	6,450,399		
1004 SALARIES AND BENEFITS POSITIONS	138.00		
FROM GENERAL REVENUE FUND	6,600,355		
FROM PUBLIC DEFENDERS REVENUE TRUST FUND		198,665	
FROM GRANTS AND DONATIONS TRUST FUND		848,656	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		592,115	
1005 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	15,098		
FROM GRANTS AND DONATIONS TRUST FUND		20,000	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		145,440	
1006 SPECIAL CATEGORIES			
PUBLIC DEFENDER OPERATING EXPENDITURES			
FROM GENERAL REVENUE FUND	328,894		
FROM GRANTS AND DONATIONS TRUST FUND		64,260	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		145,475	
1007 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	27,594		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		45,472	
1008 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND	12,730		
TOTAL: PROGRAM: PUBLIC DEFENDERS - TWENTIETH JUDICIAL CIRCUIT			
FROM GENERAL REVENUE FUND	6,984,671		
FROM TRUST FUNDS		2,060,083	
TOTAL POSITIONS	138.00		
TOTAL ALL FUNDS		9,044,754	
PUBLIC DEFENDERS APPELLATE DIVISION			
PROGRAM: PUBLIC DEFENDERS APPELLATE - SECOND JUDICIAL CIRCUIT			
APPROVED SALARY RATE	1,780,461		
1009 SALARIES AND BENEFITS POSITIONS	34.00		
FROM GENERAL REVENUE FUND	2,086,171		

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1010	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	21,114	
1011	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	121,406	
1012	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	2,535	
TOTAL:	PROGRAM: PUBLIC DEFENDERS APPELLATE - SECOND JUDICIAL CIRCUIT FROM GENERAL REVENUE FUND	2,231,226	
	TOTAL POSITIONS	34.00	
	TOTAL ALL FUNDS		2,231,226
PROGRAM: PUBLIC DEFENDERS APPELLATE - SEVENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	1,757,773	
1013	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	33.00 2,034,105	
1014	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	2,370	
1015	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	131,213	
1016	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	6,840	
TOTAL:	PROGRAM: PUBLIC DEFENDERS APPELLATE - SEVENTH JUDICIAL CIRCUIT FROM GENERAL REVENUE FUND	2,174,528	
	TOTAL POSITIONS	33.00	
	TOTAL ALL FUNDS		2,174,528
PROGRAM: PUBLIC DEFENDERS APPELLATE - TENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	2,461,956	
1017	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	50.00 2,905,917	
1018	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	727,390	
1019	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	137,289	
1020	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	2,568	
TOTAL:	PROGRAM: PUBLIC DEFENDERS APPELLATE - TENTH JUDICIAL CIRCUIT FROM GENERAL REVENUE FUND	3,773,164	
	TOTAL POSITIONS	50.00	
	TOTAL ALL FUNDS		3,773,164
PROGRAM: PUBLIC DEFENDERS APPELLATE - ELEVENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	1,573,325	
1021	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	24.00 1,797,694	

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1022	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	33,731	
1023	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	37,161	
TOTAL:	PROGRAM: PUBLIC DEFENDERS APPELLATE - ELEVENTH JUDICIAL CIRCUIT FROM GENERAL REVENUE FUND	1,868,586	
	TOTAL POSITIONS	24.00	
	TOTAL ALL FUNDS		1,868,586
PROGRAM: PUBLIC DEFENDERS APPELLATE - FIFTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	2,513,258	
1024	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	37.00 2,901,050	101,176
1025	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	37,677	50,000
1026	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	2,344	
TOTAL:	PROGRAM: PUBLIC DEFENDERS APPELLATE - FIFTEENTH JUDICIAL CIRCUIT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	2,941,071	151,176
	TOTAL POSITIONS	37.00	
	TOTAL ALL FUNDS		3,092,247
CAPITAL COLLATERAL REGIONAL COUNSELS			
PROGRAM: NORTHERN REGIONAL COUNSEL			
CAPITAL JUSTICE REPRESENTATION - NORTHERN REGIONAL COUNSEL			
	APPROVED SALARY RATE	220,000	
1026A	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	4.00 230,250	
1026B	EXPENSES FROM GENERAL REVENUE FUND	97,712	
TOTAL:	CAPITAL JUSTICE REPRESENTATION - NORTHERN REGIONAL COUNSEL FROM GENERAL REVENUE FUND	327,962	
	TOTAL POSITIONS	4.00	
	TOTAL ALL FUNDS		327,962
PROGRAM: MIDDLE REGIONAL COUNSEL			
PROVIDE STATE REQUIRED POST CONVICTION LEGAL REPRESENTATION TO DEATH-ROW INMATES			
	APPROVED SALARY RATE	2,271,871	
1027	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	41.00 2,919,857	
1028	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	28,911	

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1029	SPECIAL CATEGORIES CASE RELATED COSTS FROM GENERAL REVENUE FUND	363,004	
	FROM CAPITAL COLLATERAL REGIONAL COUNSEL TRUST FUND		150,000
1030	SPECIAL CATEGORIES OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	372,837	
	FROM CAPITAL COLLATERAL REGIONAL COUNSEL TRUST FUND		50,000
1031	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	5,605	
1032	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	375	
TOTAL: PROVIDE STATE REQUIRED POST CONVICTION LEGAL REPRESENTATION TO DEATH-ROW INMATES			
	FROM GENERAL REVENUE FUND	3,690,589	
	FROM TRUST FUNDS		200,000
	TOTAL POSITIONS	41.00	
	TOTAL ALL FUNDS		3,890,589
PROGRAM: SOUTHERN REGIONAL COUNSEL			
PROVIDE STATE REQUIRED POST CONVICTION LEGAL REPRESENTATION TO DEATH-ROW INMATES			
	APPROVED SALARY RATE	1,805,947	
1033	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	32.00 2,253,853	
1034	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND		8
1035	SPECIAL CATEGORIES CASE RELATED COSTS FROM GENERAL REVENUE FUND	473,367	
	FROM CAPITAL COLLATERAL REGIONAL COUNSEL TRUST FUND		115,000
1036	SPECIAL CATEGORIES OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	347,563	
	FROM CAPITAL COLLATERAL REGIONAL COUNSEL TRUST FUND		85,000
1037	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	4,455	
1038	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	702	
TOTAL: PROVIDE STATE REQUIRED POST CONVICTION LEGAL REPRESENTATION TO DEATH-ROW INMATES			
	FROM GENERAL REVENUE FUND	3,079,948	
	FROM TRUST FUNDS		200,000
	TOTAL POSITIONS	32.00	
	TOTAL ALL FUNDS		3,279,948
CRIMINAL CONFLICT AND CIVIL REGIONAL COUNSELS			
PROGRAM: REGIONAL CONFLICT COUNSEL - FIRST			
	APPROVED SALARY RATE	5,607,083	
1039	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	112.00 7,596,384	

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1040	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	154,055	
1041	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	795,349	
	FROM INDIGENT CIVIL DEFENSE TRUST FUND		233,446
1042	SPECIAL CATEGORIES REGIONAL CONFLICT COUNCIL OPERATIONS FROM GENERAL REVENUE FUND	902,982	
1043	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	34,687	
1044	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	9,984	
1045	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	25,422	
TOTAL: PROGRAM: REGIONAL CONFLICT COUNSEL - FIRST			
	FROM GENERAL REVENUE FUND	9,518,863	
	FROM TRUST FUNDS		233,446
	TOTAL POSITIONS	112.00	
	TOTAL ALL FUNDS		9,752,309
PROGRAM: REGIONAL CONFLICT COUNSEL - SECOND			
	APPROVED SALARY RATE	4,900,479	
1046	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	102.00 6,194,827	
	FROM GRANTS AND DONATIONS TRUST FUND		65,860
1047	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	270,041	
1048	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	1,021,113	
	FROM INDIGENT CIVIL DEFENSE TRUST FUND		234,488
1049	SPECIAL CATEGORIES REGIONAL CONFLICT COUNCIL OPERATIONS FROM GENERAL REVENUE FUND	820,904	
	FROM GRANTS AND DONATIONS TRUST FUND		165,425
1050	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	32,867	
1051	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	25,000	
1052	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	24,684	

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TOTAL: PROGRAM: REGIONAL CONFLICT COUNSEL - SECOND			
FROM GENERAL REVENUE FUND	8,389,436		
FROM TRUST FUNDS		465,773	
TOTAL POSITIONS	102.00		
TOTAL ALL FUNDS			8,855,209
PROGRAM: REGIONAL CONFLICT COUNSEL - THIRD			
APPROVED SALARY RATE	2,310,134		
1053 SALARIES AND BENEFITS POSITIONS	48.00		
FROM GENERAL REVENUE FUND	2,998,088		
1054 OTHER PERSONAL SERVICES		156,474	
FROM GENERAL REVENUE FUND			
1055 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	1,476,836		
FROM INDIGENT CIVIL DEFENSE TRUST			
FUND		86,956	
1056 SPECIAL CATEGORIES			
REGIONAL CONFLICT COUNCIL OPERATIONS			
FROM GENERAL REVENUE FUND	375,444		
1057 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	11,341		
1058 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND	1,100		
1059 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	11,838		
TOTAL: PROGRAM: REGIONAL CONFLICT COUNSEL - THIRD			
FROM GENERAL REVENUE FUND	5,031,121		
FROM TRUST FUNDS		86,956	
TOTAL POSITIONS	48.00		
TOTAL ALL FUNDS			5,118,077
PROGRAM: REGIONAL CONFLICT COUNSEL - FOURTH			
APPROVED SALARY RATE	3,388,418		
1060 SALARIES AND BENEFITS POSITIONS	70.00		
FROM GENERAL REVENUE FUND	4,795,279		
1061 OTHER PERSONAL SERVICES		400,000	
FROM GENERAL REVENUE FUND			
1062 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	1,407,457		
FROM INDIGENT CIVIL DEFENSE TRUST			
FUND		121,892	
1063 SPECIAL CATEGORIES			
REGIONAL CONFLICT COUNCIL OPERATIONS			
FROM GENERAL REVENUE FUND	1,076,228		
1064 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	27,669		
1065 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND	7,807		

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1066 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND		15,869	
TOTAL: PROGRAM: REGIONAL CONFLICT COUNSEL - FOURTH			
FROM GENERAL REVENUE FUND	7,730,309		121,892
FROM TRUST FUNDS			
TOTAL POSITIONS	70.00		
TOTAL ALL FUNDS			7,852,201
PROGRAM: REGIONAL CONFLICT COUNSEL - FIFTH			
APPROVED SALARY RATE	3,302,150		
1067 SALARIES AND BENEFITS POSITIONS	72.00		
FROM GENERAL REVENUE FUND	4,559,915		
1068 OTHER PERSONAL SERVICES		100,000	
FROM GENERAL REVENUE FUND			
1069 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	840,259		
FROM GRANTS AND DONATIONS TRUST			
FUND		5,800	
FROM INDIGENT CIVIL DEFENSE TRUST			
FUND		195,193	
1070 SPECIAL CATEGORIES			
REGIONAL CONFLICT COUNCIL OPERATIONS			
FROM GENERAL REVENUE FUND	711,473		
FROM GRANTS AND DONATIONS TRUST			
FUND			13,890
1071 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	12,981		
1072 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND	12,000		
1073 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	16,876		
TOTAL: PROGRAM: REGIONAL CONFLICT COUNSEL - FIFTH			
FROM GENERAL REVENUE FUND	6,253,504		214,883
FROM TRUST FUNDS			
TOTAL POSITIONS	72.00		
TOTAL ALL FUNDS			6,468,387
TOTAL: JUSTICE ADMINISTRATION			
FROM GENERAL REVENUE FUND	689,605,510		509,925,008
FROM TRUST FUNDS			
TOTAL POSITIONS	10,222.75		
TOTAL ALL FUNDS			1,199,530,518
TOTAL APPROVED SALARY RATE	477,194,571		

JUVENILE JUSTICE, DEPARTMENT OF

From the funds in Specific Appropriations 1074 through 1166, each provider who contracts with the Department of Juvenile Justice shall provide the department with a proposal prior to the release of funds that details the services that will be delivered, the expected results, and recommended performance measures. The department and each provider must execute a contract before the release of any funds, and the contract documents shall include mutually agreed upon performance measures. Each provider must provide quarterly performance reports to the department. Funds shall only be released to providers whose

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

performance reports indicate successful compliance with the performance measures described in the contract.

From the funds in Specific Appropriations 1074 through 1166, the Department of Juvenile Justice shall establish a performance accountability system for each provider who contracts with the department for the delivery of services to children at-risk of future involvement in the criminal justice system, as determined by the department. The contract shall include both output measures, such as the number of children served, and outcome measures, such as program completion. The contractor shall report performance results annually to the department. The department's Office of Program Accountability shall summarize performance results from all contracts and report the information annually to the Legislature.

From the funds in Specific Appropriations 1074 through 1166, the Department of Juvenile Justice is directed to withhold funds from contract payments to any provider if that provider failed to comply with contract requirements that it maintain property insurance and if the failure to do so resulted in uninsured losses. The amount withheld shall not exceed the amount of the uninsured loss and may be reduced by other remedial actions agreed upon by the department and the provider.

From the funds in Specific Appropriations 1074 through 1166, the Department of Juvenile Justice must, before implementing any departmental reorganization plans, submit its proposal to the Governor's Office of Policy and Budget and to the Legislative Budget Commission for approval.

Funds in Specific Appropriations 1074 through 1166 shall not be used to pay for unoccupied space currently being leased by the Department of Juvenile Justice in the event the leases are vacant on or after July 1, 2013, and for which it has been determined by the Secretary of the department that there is no longer a need.

PROGRAM: JUVENILE DETENTION PROGRAM

DETENTION CENTERS

From the funds in Specific Appropriations 1074 through 1082, the department may contract for services consistent with the department's Juvenile Detention Alternative Initiative (JDAI) and the Annie E. Casey Foundation to divert youth from secure detention to alternative community based services. These services should be designed using in-home and community advocacy to reduce the need for more expensive restrictive placements, build community capacity to reduce recidivism, create supported work opportunities for youth, and improve community safety.

	APPROVED SALARY RATE	47,626,458		
1074	SALARIES AND BENEFITS POSITIONS	1,479.00		
	FROM GENERAL REVENUE FUND	11,266,705		
	FROM FEDERAL GRANTS TRUST FUND		742,226	
	FROM GRANTS AND DONATIONS TRUST FUND		322,451	
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		53,212,828	
1075	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND	269,707		
	FROM GRANTS AND DONATIONS TRUST FUND		659,552	
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		1,643,634	
1076	EXPENSES			
	FROM GENERAL REVENUE FUND	1,614,497		
	FROM FEDERAL GRANTS TRUST FUND		763,886	
	FROM GRANTS AND DONATIONS TRUST FUND		903,760	
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		4,186,237	
1077	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND	10,771		
	FROM FEDERAL GRANTS TRUST FUND		7,293	

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	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND			199,453
1078	FOOD PRODUCTS			
	FROM GENERAL REVENUE FUND	335,753		
	FROM FEDERAL GRANTS TRUST FUND		834,388	
	FROM GRANTS AND DONATIONS TRUST FUND		127,472	
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		1,362,406	
1079	SPECIAL CATEGORIES			
	LEGISLATIVE INITIATIVES TO REDUCE AND PREVENT JUVENILE CRIME			
	FROM GENERAL REVENUE FUND		29,110	
1080	SPECIAL CATEGORIES			
	GRANTS AND AIDS - GRANTS TO FISCALLY CONSTRAINED COUNTIES FOR DETENTION CENTER COSTS			
	FROM GENERAL REVENUE FUND	3,883,853		
1081	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	564,783		
	FROM FEDERAL GRANTS TRUST FUND		20,392	
	FROM GRANTS AND DONATIONS TRUST FUND		3,116	
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		1,566,101	
1082	SPECIAL CATEGORIES			
	GRANTS AND AIDS - CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	4,790,024		
	FROM GRANTS AND DONATIONS TRUST FUND		25,000	
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		4,515,788	
1083	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	628,007		
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		4,160,125	
1084	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND		12,457	
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		220,536	
1085	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	115,136		
	FROM FEDERAL GRANTS TRUST FUND		7,080	
	FROM GRANTS AND DONATIONS TRUST FUND		1,057	
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		378,963	
1086	FIXED CAPITAL OUTLAY			
	DEPARTMENT OF JUVENILE JUSTICE MAINTENANCE AND REPAIR - STATE OWNED BUILDINGS			
	FROM GENERAL REVENUE FUND	4,000,000		
TOTAL:	DETENTION CENTERS			
	FROM GENERAL REVENUE FUND	27,520,803		
	FROM TRUST FUNDS		75,863,744	
	TOTAL POSITIONS	1,479.00		
	TOTAL ALL FUNDS		103,384,547	

PROGRAM: PROBATION AND COMMUNITY CORRECTIONS PROGRAM

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

COMMUNITY SUPERVISION

	APPROVED SALARY RATE	30,428,249	
1087	SALARIES AND BENEFITS POSITIONS	849.50	
	FROM GENERAL REVENUE FUND	34,848,100	
	FROM GRANTS AND DONATIONS TRUST FUND		43,380
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		4,850,629
1088	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	295,558	
1089	EXPENSES		
	FROM GENERAL REVENUE FUND	4,910,551	
	FROM FEDERAL GRANTS TRUST FUND		35,866
	FROM GRANTS AND DONATIONS TRUST FUND		7,407
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		311,856
1090	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	41,556	
1091	SPECIAL CATEGORIES		
	JUVENILE REDIRECTIONS PROGRAM		
	FROM GENERAL REVENUE FUND	6,464,831	
<p>Funds in Specific Appropriation 1091, are provided for services to youth at risk of commitment, which are eligible to be placed in evidence-based and other alternative programs for family therapy services. These services shall be provided as an alternative to commitment. The Department of Juvenile Justice and each participating court may jointly develop criteria to identify youth appropriate for diversion into the Redirections Program.</p> <p>From the funds in Specific Appropriation 1091, the Department of Juvenile Justice may transfer up to \$2,000,000 from the General Revenue Fund to the Agency for Health Care Administration to provide Medicaid coverage for children eligible for specialized mental health services.</p>			
1092	SPECIAL CATEGORIES		
	LEGISLATIVE INITIATIVES TO REDUCE AND PREVENT JUVENILE CRIME		
	FROM GENERAL REVENUE FUND	451,630	
1093	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	602,545	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		42,490
1094	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	34,497,082	
	FROM GRANTS AND DONATIONS TRUST FUND		1,552,310
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		81,995
1095	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	349,843	
1096	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	236,213	
1097	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	290,546	
	FROM GRANTS AND DONATIONS TRUST FUND		11,769

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: COMMUNITY SUPERVISION

	FROM GENERAL REVENUE FUND	82,988,455	
	FROM TRUST FUNDS		6,937,702
	TOTAL POSITIONS	849.50	
	TOTAL ALL FUNDS		89,926,157
COMMUNITY INTERVENTIONS AND SERVICES			
	APPROVED SALARY RATE	17,039,996	
1098	SALARIES AND BENEFITS POSITIONS	505.00	
	FROM GENERAL REVENUE FUND	19,965,251	
	FROM GRANTS AND DONATIONS TRUST FUND		24,853
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		2,779,034
1099	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	1,133,338	
1100	EXPENSES		
	FROM GENERAL REVENUE FUND	2,873,784	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		182,506
1101	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	27,131	
1102	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	395,031	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		27,856
1103	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	13,761,716	
1104	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	229,358	
1105	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	154,863	
1106	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	177,567	
	FROM GRANTS AND DONATIONS TRUST FUND		7,193
TOTAL:	COMMUNITY INTERVENTIONS AND SERVICES		
	FROM GENERAL REVENUE FUND	38,718,039	
	FROM TRUST FUNDS		3,021,442
	TOTAL POSITIONS	505.00	
	TOTAL ALL FUNDS		41,739,481
PROGRAM: OFFICE OF THE SECRETARY/ASSISTANT SECRETARY FOR ADMINISTRATIVE SERVICES			
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	APPROVED SALARY RATE	9,727,812	
1107	SALARIES AND BENEFITS POSITIONS	227.50	
	FROM GENERAL REVENUE FUND	12,729,236	
	FROM GRANTS AND DONATIONS TRUST FUND		288,213
1108	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	161,156	
	FROM ADMINISTRATIVE TRUST FUND		72,341

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	FROM JUVENILE JUSTICE TRAINING TRUST FUND		11,712	
1109	EXPENSES			
	FROM GENERAL REVENUE FUND	2,419,331		
	FROM ADMINISTRATIVE TRUST FUND		200,000	
	FROM GRANTS AND DONATIONS TRUST FUND		149,305	
	FROM JUVENILE JUSTICE TRAINING TRUST FUND		605,353	
1110	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND	32,841		
1111	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM GENERAL REVENUE FUND	414,714		
1112	SPECIAL CATEGORIES			
	TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS			
	FROM GENERAL REVENUE FUND	70,488		
1113	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	584,408		
	FROM ADMINISTRATIVE TRUST FUND		445,930	
	FROM GRANTS AND DONATIONS TRUST FUND		208,537	
1114	SPECIAL CATEGORIES			
	GRANTS AND AIDS - CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	349,329		
	FROM JUVENILE JUSTICE TRAINING TRUST FUND		2,139,189	
1115	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	146,230		
1116	SPECIAL CATEGORIES			
	DEFERRED-PAYMENT COMMODITY CONTRACTS			
	FROM GENERAL REVENUE FUND	59,032		
1117	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND	67,149		
	FROM JUVENILE JUSTICE TRAINING TRUST FUND		3,973	
1118	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	80,586		
	FROM GRANTS AND DONATIONS TRUST FUND		1,416	
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	FROM GENERAL REVENUE FUND	17,114,500		
	FROM TRUST FUNDS		4,125,969	
	TOTAL POSITIONS	227.50		
	TOTAL ALL FUNDS		21,240,469	

INFORMATION TECHNOLOGY

	APPROVED SALARY RATE	2,807,128		
1119	SALARIES AND BENEFITS		59.50	
	POSITIONS			
	FROM GENERAL REVENUE FUND	3,339,341		
1120	EXPENSES			
	FROM GENERAL REVENUE FUND	1,743,643		
1121	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND	48,866		

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1122	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	403,377		
1123	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	11,463		
1124	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND	13,315		
1125	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	21,048		
1126	DATA PROCESSING SERVICES			
	SOUTHWOOD SHARED RESOURCE CENTER			
	FROM GENERAL REVENUE FUND	6,072		
1127	DATA PROCESSING SERVICES			
	NORTHWOOD SHARED RESOURCE CENTER			
	FROM GENERAL REVENUE FUND	374,217		
TOTAL:	INFORMATION TECHNOLOGY			
	FROM GENERAL REVENUE FUND	5,961,342		
	TOTAL POSITIONS	59.50		
	TOTAL ALL FUNDS		5,961,342	

PROGRAM: RESIDENTIAL CORRECTIONS PROGRAM

From the funds in Specific Appropriations 1128 through 1152, the department shall provide a weekly residential resource utilization report that identifies operating capacity, current placements, vacant placements, number of youth waiting placement and the percent of use for all residential commitment beds. The department may increase or decrease beds or overlay services provided that the change will better serve taxpayers and the youth under its care. Notification and justification of changes will be provided to the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee prior to implementing any change.

From the funds in Specific Appropriation 1128 through 1152, when procuring residential bed contracts the department shall use economies of scale in each judicial circuit, in order to maximize the number of filled beds and reduce the number of vacant beds in their programs statewide. In making these determinations, the department may consider the type of program and level of commitment.

NON-SECURE RESIDENTIAL COMMITMENT

	APPROVED SALARY RATE	3,809,818		
1128	SALARIES AND BENEFITS		108.00	
	POSITIONS			
	FROM GENERAL REVENUE FUND	5,299,155		
	FROM FEDERAL GRANTS TRUST FUND		48,155	
	FROM GRANTS AND DONATIONS TRUST FUND		70,848	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		2,916,754	
1129	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND	103,278		
	FROM GRANTS AND DONATIONS TRUST FUND		31,862	
1130	EXPENSES			
	FROM GENERAL REVENUE FUND	670,013		
	FROM FEDERAL GRANTS TRUST FUND		320,563	
	FROM GRANTS AND DONATIONS TRUST FUND		26,656	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		264,925	

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1131	OPERATING CAPITAL OUTLAY FROM GRANTS AND DONATIONS TRUST FUND		21,231
1132	FOOD PRODUCTS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	379,936	198,861 88,871
1133	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND	44,571	
1134	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	8,825	1,476 2,172
1135	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	87,471,036	45,066 372,759 2,318,436
1136	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND	1,105,948	65,503
1137	SPECIAL CATEGORIES GRANTS AND AIDS - WILDERNESS THERAPEUTIC SERVICES FROM GENERAL REVENUE FUND	2,405,536	
1138	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	8,752	
1139	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	37,754	391 642
TOTAL:	NON-SECURE RESIDENTIAL COMMITMENT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	97,534,804	6,795,171
	TOTAL POSITIONS	108.00	
	TOTAL ALL FUNDS		104,329,975
SECURE RESIDENTIAL COMMITMENT			
	APPROVED SALARY RATE	12,538,990	
1140	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	230.00 12,818,315	111,642 453,558 2,267,459
1141	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	137,431	10,263

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	FROM GRANTS AND DONATIONS TRUST FUND		13,840
1142	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	1,605,719	166,110 11,893
1143	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND		90,012 33,861
1144	FOOD PRODUCTS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	159,687	160,400 194,644
1145	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTUAL SERVICES- OKEECHOBEE TRAINING SCHOOL FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	6,385,963	32,088 2,546,273
1146	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	596,426	39,691 4,757
1147	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	12,184,674	4,003 274,785 30,913,498
	From the funds in Specific Appropriation 1147, \$200,000 in nonrecurring general revenue funds is provided to complete the documentation and analysis of the cemetery at the Arthur G. Dozier School by the University of South Florida.		
1148	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	1,953,252	
1149	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	44,966	
1150	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	68,482	3,430 12,277
1151	FIXED CAPITAL OUTLAY DEPARTMENT OF JUVENILE JUSTICE MAINTENANCE AND REPAIR - STATE OWNED BUILDINGS FROM GENERAL REVENUE FUND	3,801,868	
1152	FIXED CAPITAL OUTLAY JUVENILE FACILITIES - LEASE PURCHASE FROM GENERAL REVENUE FUND	1,806,244	

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TOTAL: SECURE RESIDENTIAL COMMITMENT		
FROM GENERAL REVENUE FUND	41,563,027	
FROM TRUST FUNDS		37,344,484
TOTAL POSITIONS	230.00	
TOTAL ALL FUNDS		78,907,511

PROGRAM: PREVENTION AND VICTIM SERVICES

DELINQUENCY PREVENTION AND DIVERSION

APPROVED SALARY RATE	1,117,836	
1153 SALARIES AND BENEFITS POSITIONS	24.00	
FROM GENERAL REVENUE FUND	895,547	
FROM FEDERAL GRANTS TRUST FUND		184,860
FROM GRANTS AND DONATIONS TRUST FUND		455,642
1154 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND	287,192	
FROM FEDERAL GRANTS TRUST FUND		187,513
FROM GRANTS AND DONATIONS TRUST FUND		141,126
1155 EXPENSES		
FROM GENERAL REVENUE FUND	233,083	
FROM FEDERAL GRANTS TRUST FUND		82,696
FROM GRANTS AND DONATIONS TRUST FUND		282,180
1156 AID TO LOCAL GOVERNMENTS		
GRANTS AND AIDS - INVEST IN CHILDREN		
FROM JUVENILE CRIME PREVENTION AND		
EARLY INTERVENTION TRUST FUND		412,903
1157 OPERATING CAPITAL OUTLAY		
FROM FEDERAL GRANTS TRUST FUND		12,450
FROM GRANTS AND DONATIONS TRUST FUND		12,450
1158 SPECIAL CATEGORIES		
PACE CENTERS		
FROM GENERAL REVENUE FUND	9,071,835	
FROM GRANTS AND DONATIONS TRUST FUND		3,290,514
1159 SPECIAL CATEGORIES		
LEGISLATIVE INITIATIVES TO REDUCE AND		
PREVENT JUVENILE CRIME		
FROM GENERAL REVENUE FUND	827,920	
From the funds in Specific Appropriation 1159, \$650,415 from recurring general revenue funds is provided to the PAR Adolescent Intervention Center (PAIC) Pasco.		
1160 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND	33,720	
1161 SPECIAL CATEGORIES		
GRANTS AND AIDS - CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND	3,613,522	
FROM FEDERAL GRANTS TRUST FUND		10,609,653
FROM GRANTS AND DONATIONS TRUST FUND		2,320,115
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		2,639
From the funds in Specific Appropriation 1161, \$2,000,000 in nonrecurring general revenue funds is provided for the Florida Alliance of Boys and Girls Clubs.		
From the funds in Specific Appropriation 1161, \$50,000 in nonrecurring general revenue funds is provided for Big Brothers Big Sisters of Florida.		

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From the funds in Specific Appropriation 1161, \$250,000 in nonrecurring general revenue funds is provided to fund a virtual (web-based) system that addresses life, educational and workforce needs of the students housed in residential and non-residential facilities. The system may be assessment driven, but will lead to mastery, competency and certification in counseling domains including life adjustment, educational, career or employability and optimal mental health.

From the funds in Specific Appropriation 1161, \$200,000 in nonrecurring general revenue is provided for Informed Families of Florida Program.

1162 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND		2,384
1163 SPECIAL CATEGORIES		
GRANTS AND AIDS - CHILDREN/FAMILIES IN		
NEED OF SERVICES		
FROM GENERAL REVENUE FUND	21,129,353	
FROM FEDERAL GRANTS TRUST FUND		1,000,000
FROM GRANTS AND DONATIONS TRUST FUND		10,277,763
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		383,858

From the funds in Specific Appropriation 1163, the Department of Juvenile Justice shall not expend more than \$150,000 in recurring general revenue funds for physically secure placements for youths being served by the Children-In-Need of Services/Families-In-Need of Services (CINS/FINS) program.

Additionally, the CINS/FINS provider shall demonstrate that it has considered local, non-traditional, non-residential delinquency prevention service providers including, but not limited to, grassroots organizations, community, and faith-based organizations, to subcontract and deliver non-residential CINS/FINS services to eligible youth as defined in chapter 984 and section 1003.27, Florida Statutes, to include areas with high ratios of juvenile arrests per youth 10 to 17 years of age. Such services may be offered throughout the judicial circuit served by the CINS/FINS provider.

From the funds in Specific Appropriation 1163, \$500,000 in recurring general revenue funds is provided to expand services at the Florida Youth Challenge Academy. These funds shall not be used to reduce or offset the financial contributions made by the Clay County School District or any other entity for the operation of this program.

1164 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM GENERAL REVENUE FUND	3,000	
FROM FEDERAL GRANTS TRUST FUND		1,200
1165 SPECIAL CATEGORIES		
PRODIGY		
FROM GENERAL REVENUE FUND	4,400,000	
From the funds in Specific Appropriation 1165, the Prodigy Program shall include at least two of the four at-risk domains of the Department of Juvenile Justice's risk factors when placing a youth into a prevention, intervention or diversion program. In addition, each youth who enters the program shall be tracked by the department's Juvenile Justice Information System (JJIS) or Prevention Web system. In addition, the Prodigy Program shall contract with a consultant to track arrests or re-arrests for prevention, intervention, and diversion youth for 12 months after completing the program and submit the results to the department semi-annually.		
1166 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT		
SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM GENERAL REVENUE FUND	5,893	
FROM FEDERAL GRANTS TRUST FUND		2,589
FROM GRANTS AND DONATIONS TRUST FUND		2,123

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: DELINQUENCY PREVENTION AND DIVERSION		
FROM GENERAL REVENUE FUND	40,503,449	
FROM TRUST FUNDS		29,662,274
TOTAL POSITIONS	24.00	
TOTAL ALL FUNDS		70,165,723
TOTAL: JUVENILE JUSTICE, DEPARTMENT OF		
FROM GENERAL REVENUE FUND	351,904,419	
FROM TRUST FUNDS		163,750,786
TOTAL POSITIONS	3,482.50	
TOTAL ALL FUNDS		515,655,205
TOTAL APPROVED SALARY RATE	125,096,287	

LAW ENFORCEMENT, DEPARTMENT OF

PROGRAM: EXECUTIVE DIRECTION AND SUPPORT

PROVIDE EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE 6,059,472

1167 SALARIES AND BENEFITS POSITIONS	119.50	
FROM GENERAL REVENUE FUND	2,243,513	
FROM CRIMINAL JUSTICE STANDARDS		
AND TRAINING TRUST FUND		37,596
FROM FEDERAL GRANTS TRUST FUND		762,503
FROM OPERATING TRUST FUND		4,909,812
1168 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND	26,838	
FROM ADMINISTRATIVE TRUST FUND		5,000
FROM FEDERAL GRANTS TRUST FUND		198,602
FROM OPERATING TRUST FUND		56,138
1169 EXPENSES		
FROM GENERAL REVENUE FUND	765,343	
FROM ADMINISTRATIVE TRUST FUND		64,548
FROM CRIMINAL JUSTICE STANDARDS		
AND TRAINING TRUST FUND		9,557
FROM FEDERAL GRANTS TRUST FUND		163,111
FROM FORFEITURE AND INVESTIGATIVE		
SUPPORT TRUST FUND		286,666
FROM OPERATING TRUST FUND		535,600
1170 AID TO LOCAL GOVERNMENTS		
GRANTS AND AIDS - NATIONAL CRIMINAL		
HISTORY IMPROVEMENT PROGRAM (NCHIP) -		
STATE AGENCIES		
FROM FEDERAL GRANTS TRUST FUND		4,910,162
1171 AID TO LOCAL GOVERNMENTS		
GRANTS AND AIDS - NATIONAL CRIMINAL		
HISTORY IMPROVEMENT PROGRAM (NCHIP) -		
LOCAL GOVERNMENTS		
FROM FEDERAL GRANTS TRUST FUND		1,529,434
1172 AID TO LOCAL GOVERNMENTS		
GRANTS AND AIDS - PROJECT SAFE		
NEIGHBORHOODS		
FROM FEDERAL GRANTS TRUST FUND		1,263,483
1173 AID TO LOCAL GOVERNMENTS		
BYRNE MEMORIAL LOCAL LAW ENFORCEMENT		
ASSISTANCE PROGRAM		
FROM FEDERAL GRANTS TRUST FUND		18,868,106
1174 OPERATING CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND	12,616	
FROM FEDERAL GRANTS TRUST FUND		3,242
FROM OPERATING TRUST FUND		337
1175 SPECIAL CATEGORIES		
ACQUISITION OF MOTOR VEHICLES		
FROM GENERAL REVENUE FUND	9,650	
FROM OPERATING TRUST FUND		402

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1176 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND	67,480	
FROM ADMINISTRATIVE TRUST FUND		15,000
FROM CRIMINAL JUSTICE STANDARDS		
AND TRAINING TRUST FUND		3,203
FROM FEDERAL GRANTS TRUST FUND		218,573
FROM OPERATING TRUST FUND		152,372
1177 SPECIAL CATEGORIES		
DOMESTIC SECURITY		
FROM OPERATING TRUST FUND		500
1178 SPECIAL CATEGORIES		
OVERTIME		
FROM FORFEITURE AND INVESTIGATIVE		
SUPPORT TRUST FUND		748
1179 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND	13,395	
FROM ADMINISTRATIVE TRUST FUND		3,204
FROM OPERATING TRUST FUND		18,403
1180 SPECIAL CATEGORIES		
SALARY INCENTIVE PAYMENTS		
FROM GENERAL REVENUE FUND	667	
1181 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM GENERAL REVENUE FUND	86,000	
FROM CRIMINAL JUSTICE STANDARDS		
AND TRAINING TRUST FUND		6,000
FROM FEDERAL GRANTS TRUST FUND		3,000
FROM OPERATING TRUST FUND		200
1182 SPECIAL CATEGORIES		
BYRNE MEMORIAL STATE LAW ENFORCEMENT		
ASSISTANCE PROGRAM		
FROM FEDERAL GRANTS TRUST FUND		10,412,678
1183 SPECIAL CATEGORIES		
GRANTS AND AID - RESIDENTIAL SUBSTANCE		
ABUSE TREATMENT PROGRAM - LOCAL UNITS OF		
GOVERNMENT		
FROM FEDERAL GRANTS TRUST FUND		1,247,724
1184 SPECIAL CATEGORIES		
GRANTS AND AID - RESIDENTIAL SUBSTANCE		
ABUSE TREATMENT PROGRAM - STATE AGENCY		
FROM FEDERAL GRANTS TRUST FUND		3,675,511
1185 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT		
SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM GENERAL REVENUE FUND	20,806	
FROM ADMINISTRATIVE TRUST FUND		2,783
FROM CRIMINAL JUSTICE STANDARDS		
AND TRAINING TRUST FUND		2,745
FROM OPERATING TRUST FUND		14,646

TOTAL: PROVIDE EXECUTIVE DIRECTION AND SUPPORT SERVICES		
FROM GENERAL REVENUE FUND	3,246,308	
FROM TRUST FUNDS		49,381,589
TOTAL POSITIONS	119.50	
TOTAL ALL FUNDS		52,627,897

PROGRAM: FLORIDA CAPITOL POLICE PROGRAM

CAPITOL POLICE SERVICES

APPROVED SALARY RATE 3,526,886

1186 SALARIES AND BENEFITS POSITIONS	90.00	
FROM GENERAL REVENUE FUND		2,147

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM OPERATING TRUST FUND		5,050,682
1187	OTHER PERSONAL SERVICES FROM OPERATING TRUST FUND		28,778
1188	EXPENSES FROM OPERATING TRUST FUND		532,837
1189	OPERATING CAPITAL OUTLAY FROM OPERATING TRUST FUND		85,369
1190	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM OPERATING TRUST FUND		30,500
1191	SPECIAL CATEGORIES CONTRACTED SERVICES FROM OPERATING TRUST FUND		70,084
1192	SPECIAL CATEGORIES CAPITOL COMPLEX SECURITY FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND	7,360	20,000
1193	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM OPERATING TRUST FUND		93,755
1194	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM OPERATING TRUST FUND		68,064
1195	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM OPERATING TRUST FUND		5,000
1196	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND	345	26,658
1197	DATA PROCESSING SERVICES TECHNOLOGY RESOURCE CENTER - DEPARTMENT OF MANAGEMENT SERVICES FROM OPERATING TRUST FUND		6,969
TOTAL:	CAPITOL POLICE SERVICES FROM GENERAL REVENUE FUND FROM TRUST FUNDS	9,852	6,018,696
	TOTAL POSITIONS	90.00	
	TOTAL ALL FUNDS		6,028,548
PROGRAM: INVESTIGATIONS AND FORENSIC SCIENCE PROGRAM			
PROVIDE CRIME LAB SERVICES			
	APPROVED SALARY RATE	19,881,282	
1198	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	422.00 27,084,125 19,747 10,157 255,549	
1199	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	57,211	156,280
1200	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND	6,534,167 2,952,624 510,531	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM OPERATING TRUST FUND		355,596
	From the funds in Specific Appropriation 1200, the Department of Law Enforcement is authorized to distribute 10,000 rape kits to local law enforcement agencies and rape crisis centers statewide at no cost. In addition, the department is authorized to use additional federal funds and any other available funds contained in Specific Appropriation 1200 for the purpose of processing rape kits, including the backlog of non-suspect rape cases.		
1201	AID TO LOCAL GOVERNMENTS CRIMINAL INVESTIGATIONS FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND		741,091 2,379,702
1202	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND	1,171,599	5,000 1,327,000
1203	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND	168,960	
1204	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	798,628	1,690,200
1205	SPECIAL CATEGORIES OVERTIME FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	351,900	404,976
1206	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND		145,627
1207	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	50,000	
1208	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND FROM FEDERAL GRANTS TRUST FUND	137,814	185 1,743
TOTAL:	PROVIDE CRIME LAB SERVICES FROM GENERAL REVENUE FUND FROM TRUST FUNDS	36,354,404	10,956,008
	TOTAL POSITIONS	422.00	
	TOTAL ALL FUNDS		47,310,412
PROVIDE INVESTIGATIVE SERVICES			
	APPROVED SALARY RATE	32,632,616	
1209	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM OPERATING TRUST FUND	555.00 34,206,093 28,445 531,498 69 8,090,045	
1210	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND	293,593	25,276 194,832 42,360

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM GRANTS AND DONATIONS TRUST FUND		50
	FROM OPERATING TRUST FUND		38,070
1211	EXPENSES		
	FROM GENERAL REVENUE FUND	6,347,449	
	FROM ADMINISTRATIVE TRUST FUND		132,670
	FROM FEDERAL GRANTS TRUST FUND		235,647
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		833,472
	FROM GRANTS AND DONATIONS TRUST FUND		4,500
	FROM OPERATING TRUST FUND		2,776,152
	FROM REVOLVING TRUST FUND		1,000,000
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND		550,000

From the funds provided in Specific Appropriation 1211 from the Forfeiture and Investigative Support Trust Fund, up to \$25,000 per case, but not exceeding \$150,000 in total for all cases, may be expended for rewards leading to the capture of fugitives, if such funds are available.

1212	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	54,144	
	FROM ADMINISTRATIVE TRUST FUND		5,000
	FROM FEDERAL GRANTS TRUST FUND		159,509
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		190,574
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND		75,000
1213	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM GENERAL REVENUE FUND	90,091	
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		580,000
1214	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	534,741	
	FROM ADMINISTRATIVE TRUST FUND		5,000
	FROM FEDERAL GRANTS TRUST FUND		147,441
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		34,624
	FROM OPERATING TRUST FUND		121,896
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND		50,000
1215	SPECIAL CATEGORIES		
	DOMESTIC SECURITY		
	FROM GENERAL REVENUE FUND	1,350,267	
	FROM FEDERAL GRANTS TRUST FUND		1,522,672
1216	SPECIAL CATEGORIES		
	GRANTS AND AIDS - SPECIAL PROJECTS		
	FROM GENERAL REVENUE FUND	1,032,461	
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND		300,000

From the funds in Specific Appropriation 1216, \$232,461 in recurring general revenue funds is provided for A Child Is Missing Program.

From the funds in Specific Appropriation 1216, \$150,000 in nonrecurring general revenue funds is provided for the Flagler County Re-Entry Training Program.

From the funds in Specific Appropriation 1216, \$500,000 in nonrecurring general revenue funds is provided for start-up monies for the Nassau County Sheriff's Administrative Building.

From the funds in Specific Appropriation 1216, \$100,000 in nonrecurring general revenue funds is provided for the replacement of the Liberty County Sheriff's Administrative building.

From the funds in Specific Appropriation 1216, \$50,000 in nonrecurring general revenue funds is provided for the Violence Prevention Unit in

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

Palm Beach County.

1217	SPECIAL CATEGORIES		
	OVERTIME		
	FROM ADMINISTRATIVE TRUST FUND		3,013
	FROM FEDERAL GRANTS TRUST FUND		314,125
	FROM GRANTS AND DONATIONS TRUST FUND		4,250
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND		1,018,486
1218	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	369,689	
	FROM ADMINISTRATIVE TRUST FUND		407,097
	FROM OPERATING TRUST FUND		90,030
1219	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	487,991	
	FROM OPERATING TRUST FUND		21,312
1220	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	72,000	
1221	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	217,525	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		1,100
	FROM FEDERAL GRANTS TRUST FUND		3,362
	FROM OPERATING TRUST FUND		4,484
TOTAL:	PROVIDE INVESTIGATIVE SERVICES		
	FROM GENERAL REVENUE FUND	45,056,044	
	FROM TRUST FUNDS		19,542,061
	TOTAL POSITIONS	555.00	
	TOTAL ALL FUNDS		64,598,105
	MUTUAL AID AND PREVENTION SERVICES		
	APPROVED SALARY RATE	1,051,936	
1222	SALARIES AND BENEFITS		
	POSITIONS	17.00	
	FROM GENERAL REVENUE FUND	1,366,098	
	FROM OPERATING TRUST FUND		31,180
1223	EXPENSES		
	FROM GENERAL REVENUE FUND	127,251	
1224	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	9,441	
1225	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	2,424	
1226	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	6,518	
	FROM OPERATING TRUST FUND		127
TOTAL:	MUTUAL AID AND PREVENTION SERVICES		
	FROM GENERAL REVENUE FUND	1,511,732	
	FROM TRUST FUNDS		31,307
	TOTAL POSITIONS	17.00	
	TOTAL ALL FUNDS		1,543,039

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

PROGRAM: CRIMINAL JUSTICE INFORMATION PROGRAM

PROVIDE INFORMATION NETWORK SERVICES TO THE LAW ENFORCEMENT COMMUNITY

	APPROVED SALARY RATE	6,252,157	
1227	SALARIES AND BENEFITS POSITIONS	119.00	
	FROM GENERAL REVENUE FUND	244,787	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND	13,955	
	FROM FEDERAL GRANTS TRUST FUND	62,295	
	FROM OPERATING TRUST FUND	7,688,272	
1228	OTHER PERSONAL SERVICES		
	FROM ADMINISTRATIVE TRUST FUND	5,838	
	FROM FEDERAL GRANTS TRUST FUND	176,735	
	FROM OPERATING TRUST FUND	183,500	
1229	EXPENSES		
	FROM GENERAL REVENUE FUND	32,750	
	FROM ADMINISTRATIVE TRUST FUND	2,202	
	FROM FEDERAL GRANTS TRUST FUND	370,423	
	FROM OPERATING TRUST FUND	7,486,343	
1230	OPERATING CAPITAL OUTLAY		
	FROM ADMINISTRATIVE TRUST FUND	5,000	
	FROM FEDERAL GRANTS TRUST FUND	489,099	
	FROM OPERATING TRUST FUND	1,666,018	
1231	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	599	
	FROM ADMINISTRATIVE TRUST FUND	113,100	
	FROM FEDERAL GRANTS TRUST FUND	1,965,523	
	FROM OPERATING TRUST FUND	5,725,504	
1232	SPECIAL CATEGORIES		
	OVERTIME		
	FROM OPERATING TRUST FUND	46,200	
1233	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM ADMINISTRATIVE TRUST FUND	11,959	
	FROM OPERATING TRUST FUND	24,195	
1234	SPECIAL CATEGORIES		
	DEFERRED-PAYMENT COMMODITY CONTRACTS		
	FROM OPERATING TRUST FUND	715,670	
1235	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM OPERATING TRUST FUND	4,500	
1236	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	6,588	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND	1,459	
	FROM FEDERAL GRANTS TRUST FUND	328	
	FROM OPERATING TRUST FUND	32,167	
1237	DATA PROCESSING SERVICES		
	TECHNOLOGY RESOURCE CENTER - DEPARTMENT OF MANAGEMENT SERVICES		
	FROM OPERATING TRUST FUND	26,740	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: PROVIDE INFORMATION NETWORK SERVICES TO THE LAW ENFORCEMENT COMMUNITY

	FROM GENERAL REVENUE FUND	284,724	
	FROM TRUST FUNDS		26,817,025
	TOTAL POSITIONS	119.00	
	TOTAL ALL FUNDS		27,101,749

PROVIDE PREVENTION AND CRIME INFORMATION SERVICES

	APPROVED SALARY RATE	10,349,059	
1238	SALARIES AND BENEFITS POSITIONS	287.00	
	FROM GENERAL REVENUE FUND	560,685	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND	18,196	
	FROM FEDERAL GRANTS TRUST FUND	462,983	
	FROM OPERATING TRUST FUND	13,101,422	
1239	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	10,000	
	FROM ADMINISTRATIVE TRUST FUND		5,000
	FROM FEDERAL GRANTS TRUST FUND		616,733
	FROM OPERATING TRUST FUND		241,182
1240	EXPENSES		
	FROM GENERAL REVENUE FUND	167,528	
	FROM ADMINISTRATIVE TRUST FUND		85,781
	FROM FEDERAL GRANTS TRUST FUND		358,539
	FROM OPERATING TRUST FUND		1,875,028
1241	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	2,600	
	FROM OPERATING TRUST FUND		309,792
1242	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM GENERAL REVENUE FUND	402	
	FROM OPERATING TRUST FUND		93,168
1243	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	202,478	
	FROM ADMINISTRATIVE TRUST FUND		2,000
	FROM FEDERAL GRANTS TRUST FUND		145,340
	FROM OPERATING TRUST FUND		1,557,926
1244	SPECIAL CATEGORIES		
	OVERTIME		
	FROM OPERATING TRUST FUND		218,946
1245	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM ADMINISTRATIVE TRUST FUND		27,384
	FROM OPERATING TRUST FUND		23,957
1246	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM OPERATING TRUST FUND		5,160
1247	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	2,000	
	FROM OPERATING TRUST FUND		18,000
1248	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	5,651	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		1,328
	FROM FEDERAL GRANTS TRUST FUND		3,026
	FROM OPERATING TRUST FUND		88,479

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: PROVIDE PREVENTION AND CRIME INFORMATION SERVICES
 FROM GENERAL REVENUE FUND 951,344
 FROM TRUST FUNDS 19,259,370
 TOTAL POSITIONS 287.00
 TOTAL ALL FUNDS 20,210,714

PROGRAM: CRIMINAL JUSTICE PROFESSIONALISM

LAW ENFORCEMENT STANDARDS COMPLIANCE

APPROVED SALARY RATE 2,435,650

1249 SALARIES AND BENEFITS POSITIONS 47.00
 FROM GENERAL REVENUE FUND 791,730
 FROM CRIMINAL JUSTICE STANDARDS
 AND TRAINING TRUST FUND 2,424,236

1250 OTHER PERSONAL SERVICES
 FROM CRIMINAL JUSTICE STANDARDS
 AND TRAINING TRUST FUND 205,380

1251 EXPENSES
 FROM CRIMINAL JUSTICE STANDARDS
 AND TRAINING TRUST FUND 418,662

1252 SPECIAL CATEGORIES
 TRANSFER TO DIVISION OF ADMINISTRATIVE
 HEARINGS
 FROM CRIMINAL JUSTICE STANDARDS
 AND TRAINING TRUST FUND 32,813
 FROM OPERATING TRUST FUND 53,672

1253 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM CRIMINAL JUSTICE STANDARDS
 AND TRAINING TRUST FUND 175,741
 FROM OPERATING TRUST FUND 100,000

1254 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM OPERATING TRUST FUND 13,562

1255 SPECIAL CATEGORIES
 GRANTS AND AIDS - SPECIAL EDUCATION AND
 TECHNICAL TRAINING
 FROM CRIMINAL JUSTICE STANDARDS
 AND TRAINING TRUST FUND 5,401,252

1256 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM CRIMINAL JUSTICE STANDARDS
 AND TRAINING TRUST FUND 8,800

1257 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM GENERAL REVENUE FUND 195
 FROM CRIMINAL JUSTICE STANDARDS
 AND TRAINING TRUST FUND 17,448

TOTAL: LAW ENFORCEMENT STANDARDS COMPLIANCE
 FROM GENERAL REVENUE FUND 791,925
 FROM TRUST FUNDS 8,851,566
 TOTAL POSITIONS 47.00
 TOTAL ALL FUNDS 9,643,491

LAW ENFORCEMENT TRAINING AND CERTIFICATION SERVICES

APPROVED SALARY RATE 2,708,661

1258 SALARIES AND BENEFITS POSITIONS 53.50
 FROM GENERAL REVENUE FUND 196,695

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

FROM CRIMINAL JUSTICE STANDARDS
 AND TRAINING TRUST FUND 3,062,444
 FROM OPERATING TRUST FUND 329,404

1259 OTHER PERSONAL SERVICES
 FROM CRIMINAL JUSTICE STANDARDS
 AND TRAINING TRUST FUND 660,798
 FROM OPERATING TRUST FUND 3,000

1260 EXPENSES
 FROM GENERAL REVENUE FUND 18,174
 FROM CRIMINAL JUSTICE STANDARDS
 AND TRAINING TRUST FUND 1,563,640
 FROM OPERATING TRUST FUND 61,178

1261 OPERATING CAPITAL OUTLAY
 FROM CRIMINAL JUSTICE STANDARDS
 AND TRAINING TRUST FUND 153,819

1262 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM GENERAL REVENUE FUND 1,000
 FROM CRIMINAL JUSTICE STANDARDS
 AND TRAINING TRUST FUND 218,202
 FROM OPERATING TRUST FUND 36,579

1263 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM ADMINISTRATIVE TRUST FUND 6,387
 FROM OPERATING TRUST FUND 8,951

1264 SPECIAL CATEGORIES
 SALARY INCENTIVE PAYMENTS
 FROM GENERAL REVENUE FUND 4,290
 FROM CRIMINAL JUSTICE STANDARDS
 AND TRAINING TRUST FUND 5,070

1265 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM CRIMINAL JUSTICE STANDARDS
 AND TRAINING TRUST FUND 7,000

1266 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM GENERAL REVENUE FUND 1,771
 FROM CRIMINAL JUSTICE STANDARDS
 AND TRAINING TRUST FUND 15,568
 FROM OPERATING TRUST FUND 1,077

TOTAL: LAW ENFORCEMENT TRAINING AND CERTIFICATION
 SERVICES
 FROM GENERAL REVENUE FUND 221,930
 FROM TRUST FUNDS 6,133,117

TOTAL POSITIONS 53.50
 TOTAL ALL FUNDS 6,355,047

TOTAL: LAW ENFORCEMENT, DEPARTMENT OF
 FROM GENERAL REVENUE FUND 88,428,263
 FROM TRUST FUNDS 146,990,739

TOTAL POSITIONS 1,710.00
 TOTAL ALL FUNDS 235,419,002
 TOTAL APPROVED SALARY RATE 84,897,719

LEGAL AFFAIRS, DEPARTMENT OF, AND ATTORNEY GENERAL

PROGRAM: OFFICE OF ATTORNEY GENERAL

VICTIM SERVICES

APPROVED SALARY RATE 4,162,013

1267 SALARIES AND BENEFITS POSITIONS 99.00
 FROM CRIMES COMPENSATION TRUST
 FUND 4,314,126

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM CRIME STOPPERS TRUST FUND	88,500
	FROM FEDERAL GRANTS TRUST FUND	885,781
	FROM FLORIDA CRIME PREVENTION TRAINING INSTITUTE REVOLVING TRUST FUND	319,125
1268	OTHER PERSONAL SERVICES FROM CRIMES COMPENSATION TRUST FUND	55,060
	FROM CRIME STOPPERS TRUST FUND	5,100
	FROM FLORIDA CRIME PREVENTION TRAINING INSTITUTE REVOLVING TRUST FUND	55,796
1269	EXPENSES FROM CRIMES COMPENSATION TRUST FUND	781,215
	FROM CRIME STOPPERS TRUST FUND	62,386
	FROM FEDERAL GRANTS TRUST FUND	108,689
	FROM FLORIDA CRIME PREVENTION TRAINING INSTITUTE REVOLVING TRUST FUND	99,547
1270	OPERATING CAPITAL OUTLAY FROM CRIMES COMPENSATION TRUST FUND	123,407
	FROM CRIME STOPPERS TRUST FUND	2,380
	FROM FEDERAL GRANTS TRUST FUND	2,286
	FROM FLORIDA CRIME PREVENTION TRAINING INSTITUTE REVOLVING TRUST FUND	7,695
1271	SPECIAL CATEGORIES AWARDS TO CLAIMANTS FROM CRIMES COMPENSATION TRUST FUND	24,842,082
	FROM FEDERAL GRANTS TRUST FUND	13,192,000
1272	SPECIAL CATEGORIES VICTIM SERVICES FROM GENERAL REVENUE FUND	750,000
	From the funds in Specific Appropriation 1272, \$500,000 in recurring general revenue funds are provided to the Florida Council Against Sexual Violence. At least 95 percent of the funds provided shall be distributed to certified rape crisis centers to provide services statewide for victims of sexual assault.	
	From the funds in Specific Appropriation 1272, \$250,000 in nonrecurring general revenue funds is provided for Clay County Victim Advocacy Program.	
1273	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	381,192
	FROM CRIMES COMPENSATION TRUST FUND	45,243
	FROM CRIME STOPPERS TRUST FUND	1,000
	FROM FEDERAL GRANTS TRUST FUND	30,000
	FROM FLORIDA CRIME PREVENTION TRAINING INSTITUTE REVOLVING TRUST FUND	208,408
1274	SPECIAL CATEGORIES GRANTS AND AIDS - MINORITY COMMUNITIES CRIME PREVENTION PROGRAMS FROM GENERAL REVENUE FUND	4,389,055
1275	SPECIAL CATEGORIES GRANTS AND AIDS - CRIME STOPPERS FROM CRIME STOPPERS TRUST FUND	4,500,000
1276	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM CRIMES COMPENSATION TRUST FUND	55,781
	FROM CRIME STOPPERS TRUST FUND	1,183

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM FLORIDA CRIME PREVENTION TRAINING INSTITUTE REVOLVING TRUST FUND	1,353
1277	SPECIAL CATEGORIES GRANTS AND AIDS - VICTIM ASSISTANCE SERVICES FROM FEDERAL GRANTS TRUST FUND	25,000,000
1278	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM CRIMES COMPENSATION TRUST FUND	31,791
	FROM CRIME STOPPERS TRUST FUND	255
	FROM FLORIDA CRIME PREVENTION TRAINING INSTITUTE REVOLVING TRUST FUND	1,952
1278A	SPECIAL CATEGORIES CIVIL LEGAL ASSISTANCE FROM GENERAL REVENUE FUND	2,000,000
	From the funds in Specific Appropriation 1278A, \$1,000,000 in recurring general revenue funds and \$1,000,000 in nonrecurring general revenue funds are appropriated for the "Florida Access to Civil Legal Assistance Act" to promote the availability of civil legal assistance to the poor and improve access to justice.	
TOTAL:	VICTIM SERVICES FROM GENERAL REVENUE FUND	7,520,247
	FROM TRUST FUNDS	74,822,141
	TOTAL POSITIONS	99.00
	TOTAL ALL FUNDS	82,342,388
	EXECUTIVE DIRECTION AND SUPPORT SERVICES	
	APPROVED SALARY RATE	6,434,620
1279	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	133.00
	FROM ADMINISTRATIVE TRUST FUND	5,597,919
	FROM CRIMES COMPENSATION TRUST FUND	1,945
	FROM LEGAL SERVICES TRUST FUND	474
	FROM OPERATING TRUST FUND	9,664
1280	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	50,000
	FROM ADMINISTRATIVE TRUST FUND	140,826
1281	EXPENSES FROM GENERAL REVENUE FUND	286,713
	FROM ADMINISTRATIVE TRUST FUND	931,258
	FROM LEGAL AFFAIRS REVOLVING TRUST FUND	531,499
1282	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	62,461
	FROM ADMINISTRATIVE TRUST FUND	472,801
	FROM LEGAL AFFAIRS REVOLVING TRUST FUND	30,986
1283	SPECIAL CATEGORIES ATTORNEY GENERAL'S LAW LIBRARY FROM GENERAL REVENUE FUND	282,676
1284	SPECIAL CATEGORIES COMMISSION ON THE STATUS OF WOMEN FROM GENERAL REVENUE FUND	105,827
1285	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	125,528
	FROM ADMINISTRATIVE TRUST FUND	55,268

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM LEGAL AFFAIRS REVOLVING TRUST FUND		95,170
1286	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	63,341	
	FROM ADMINISTRATIVE TRUST FUND		32,513
1287	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	292	
	FROM ADMINISTRATIVE TRUST FUND		3,696
1288	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	36,420	
	FROM ADMINISTRATIVE TRUST FUND		13,362
1289	DATA PROCESSING SERVICES		
	OTHER DATA PROCESSING SERVICES		
	FROM GENERAL REVENUE FUND	135,441	
	FROM ADMINISTRATIVE TRUST FUND		157,876
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES		
	FROM GENERAL REVENUE FUND	6,746,618	
	FROM TRUST FUNDS		5,600,464
	TOTAL POSITIONS	133.00	
	TOTAL ALL FUNDS		12,347,082
CRIMINAL AND CIVIL LITIGATION			
	APPROVED SALARY RATE	45,207,448	
1290	SALARIES AND BENEFITS POSITIONS	933.00	
	FROM GENERAL REVENUE FUND	18,617,480	
	FROM CRIMES COMPENSATION TRUST FUND		5,903
	FROM FEDERAL GRANTS TRUST FUND		11,324,318
	FROM LEGAL SERVICES TRUST FUND		21,352,400
	FROM LEGAL AFFAIRS REVOLVING TRUST FUND		7,209,116
	FROM MOTOR VEHICLE WARRANTRY TRUST FUND		1,427,440
	FROM OPERATING TRUST FUND		990,570
1291	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	157,215	
	FROM FEDERAL GRANTS TRUST FUND		125,709
	FROM GRANTS AND DONATIONS TRUST FUND		100,000
	FROM LEGAL SERVICES TRUST FUND		1,046,995
	FROM MOTOR VEHICLE WARRANTRY TRUST FUND		85,512
1292	EXPENSES		
	FROM GENERAL REVENUE FUND	1,844,064	
	FROM FEDERAL GRANTS TRUST FUND		1,554,266
	FROM GRANTS AND DONATIONS TRUST FUND		250,000
	FROM LEGAL SERVICES TRUST FUND		3,224,729
	FROM MOTOR VEHICLE WARRANTRY TRUST FUND		427,086
	FROM OPERATING TRUST FUND		7,830
1293	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	313,745	
	FROM FEDERAL GRANTS TRUST FUND		303,530
	FROM GRANTS AND DONATIONS TRUST FUND		150,000
	FROM LEGAL SERVICES TRUST FUND		883,391
	FROM MOTOR VEHICLE WARRANTRY TRUST FUND		44,114

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1294	LUMP SUM		
	ATTORNEY GENERAL RESERVE POSITIONS FOR AGENCY CONTRACTS		
	POSITIONS	50.00	
The positions in Specific Appropriation 1294 shall be released as necessary to allow the Office of the Attorney General to contract with state agencies to provide legal representation.			
1295	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM GENERAL REVENUE FUND	53,927	
	FROM FEDERAL GRANTS TRUST FUND		203,551
1296	SPECIAL CATEGORIES		
	MEDICAID FRAUD INFORMANT REWARDS		
	FROM OPERATING TRUST FUND		2,000,000
1297	SPECIAL CATEGORIES		
	ANTITRUST INVESTIGATIONS		
	FROM LEGAL AFFAIRS REVOLVING TRUST FUND		1,485,697
1298	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	157,884	
	FROM FEDERAL GRANTS TRUST FUND		144,731
	FROM GRANTS AND DONATIONS TRUST FUND		1,500,000
	FROM LEGAL SERVICES TRUST FUND		1,993,399
	FROM MOTOR VEHICLE WARRANTRY TRUST FUND		74,281
1299	SPECIAL CATEGORIES		
	ECONOMIC CRIME LITIGATION		
	FROM LEGAL AFFAIRS REVOLVING TRUST FUND		5,250,150
1300	SPECIAL CATEGORIES		
	LITIGATION EXPENSES		
	FROM LEGAL SERVICES TRUST FUND		46,500
1301	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	181,921	
	FROM FEDERAL GRANTS TRUST FUND		140,333
	FROM LEGAL SERVICES TRUST FUND		254,003
	FROM LEGAL AFFAIRS REVOLVING TRUST FUND		101,580
	FROM MOTOR VEHICLE WARRANTRY TRUST FUND		8,642
1302	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	62,376	
	FROM FEDERAL GRANTS TRUST FUND		97,661
1303	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	1,053	
	FROM FEDERAL GRANTS TRUST FUND		351
	FROM LEGAL SERVICES TRUST FUND		1,068
1304	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	113,328	
	FROM FEDERAL GRANTS TRUST FUND		67,923
	FROM LEGAL SERVICES TRUST FUND		119,261
	FROM LEGAL AFFAIRS REVOLVING TRUST FUND		32,808
	FROM MOTOR VEHICLE WARRANTRY TRUST FUND		8,493
	FROM OPERATING TRUST FUND		411

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1305	DATA PROCESSING SERVICES			
	OTHER DATA PROCESSING SERVICES			
	FROM GENERAL REVENUE FUND	12,483		
	FROM FEDERAL GRANTS TRUST FUND		35,000	
	FROM LEGAL SERVICES TRUST FUND		223,053	
TOTAL:	CRIMINAL AND CIVIL LITIGATION			
	FROM GENERAL REVENUE FUND	21,515,476		
	FROM TRUST FUNDS		64,301,805	
	TOTAL POSITIONS	983.00		
	TOTAL ALL FUNDS		85,817,281	
PROGRAM: OFFICE OF STATEWIDE PROSECUTION				
PROSECUTION OF MULTI-CIRCUIT ORGANIZED CRIME				
	APPROVED SALARY RATE	4,031,704		
1307	SALARIES AND BENEFITS POSITIONS	65.50		
	FROM GENERAL REVENUE FUND	4,261,527		
	FROM CRIMES COMPENSATION TRUST			
	FUND		1,215	
	FROM FEDERAL GRANTS TRUST FUND		247,518	
	FROM OPERATING TRUST FUND		145,764	
1308	SPECIAL CATEGORIES			
	STATEWIDE PROSECUTION			
	FROM GENERAL REVENUE FUND	843,105		
	FROM FEDERAL GRANTS TRUST FUND		39,602	
	FROM OPERATING TRUST FUND		367,204	
1309	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	42,342		
	FROM OPERATING TRUST FUND		902	
1310	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND	936		
1311	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	23,846		
	FROM OPERATING TRUST FUND		2,025	
TOTAL:	PROSECUTION OF MULTI-CIRCUIT ORGANIZED CRIME			
	FROM GENERAL REVENUE FUND	5,171,756		
	FROM TRUST FUNDS		804,230	
	TOTAL POSITIONS	65.50		
	TOTAL ALL FUNDS		5,975,986	
PROGRAM: FLORIDA ELECTIONS COMMISSION				
CAMPAIGN FINANCE AND ELECTION FRAUD ENFORCEMENT				
	APPROVED SALARY RATE	702,039		
1312	SALARIES AND BENEFITS POSITIONS	14.00		
	FROM ELECTIONS COMMISSION TRUST			
	FUND		940,811	
1313	OTHER PERSONAL SERVICES			
	FROM ELECTIONS COMMISSION TRUST			
	FUND		76,354	
1314	EXPENSES			
	FROM ELECTIONS COMMISSION TRUST			
	FUND		267,735	
1315	OPERATING CAPITAL OUTLAY			
	FROM ELECTIONS COMMISSION TRUST			
	FUND		10,000	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1316	SPECIAL CATEGORIES			
	TRANSFER TO DIVISION OF ADMINISTRATIVE			
	HEARINGS			
	FROM ELECTIONS COMMISSION TRUST			
	FUND		4,499	
1317	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM ELECTIONS COMMISSION TRUST			
	FUND		17,533	
1318	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM ELECTIONS COMMISSION TRUST			
	FUND		27,091	
1319	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM ELECTIONS COMMISSION TRUST			
	FUND		5,523	
TOTAL:	CAMPAIGN FINANCE AND ELECTION FRAUD ENFORCEMENT			
	FROM TRUST FUNDS		1,349,546	
	TOTAL POSITIONS	14.00		
	TOTAL ALL FUNDS		1,349,546	
TOTAL:	LEGAL AFFAIRS, DEPARTMENT OF, AND ATTORNEY GENERAL			
	FROM GENERAL REVENUE FUND	40,954,097		
	FROM TRUST FUNDS		146,878,186	
	TOTAL POSITIONS	1,294.50		
	TOTAL ALL FUNDS		187,832,283	
	TOTAL APPROVED SALARY RATE	60,537,824		
PAROLE COMMISSION				
PROGRAM: POST-INCARCERATION ENFORCEMENT AND VICTIMS RIGHTS				
	APPROVED SALARY RATE	5,390,954		
1320	SALARIES AND BENEFITS POSITIONS	122.00		
	FROM GENERAL REVENUE FUND	6,752,298		
	FROM FEDERAL GRANTS TRUST FUND		51,188	
1321	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND		427,514	
1322	EXPENSES			
	FROM GENERAL REVENUE FUND		767,180	
1323	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND		16,771	
1324	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND		67,893	
1325	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND		19,800	
1326	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND		46,082	
1327	DATA PROCESSING SERVICES			
	OTHER DATA PROCESSING SERVICES			
	FROM GENERAL REVENUE FUND		194,450	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: PROGRAM: POST-INCARCERATION ENFORCEMENT AND VICTIMS RIGHTS		
FROM GENERAL REVENUE FUND	8,291,988	
FROM TRUST FUNDS		51,188
TOTAL POSITIONS	122.00	
TOTAL ALL FUNDS		8,343,176
TOTAL: PAROLE COMMISSION		
FROM GENERAL REVENUE FUND	8,291,988	
FROM TRUST FUNDS		51,188
TOTAL POSITIONS	122.00	
TOTAL ALL FUNDS		8,343,176
TOTAL APPROVED SALARY RATE	5,390,954	
TOTAL OF SECTION 4		
FROM GENERAL REVENUE FUND	3,227,732,906	
FROM TRUST FUNDS		1,037,656,080
TOTAL POSITIONS	40,099.75	
TOTAL ALL FUNDS		4,265,388,986

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

SPECIFIC APPROPRIATION

The moneys contained herein are appropriated from the named funds to the Department of Agriculture and Consumer Services, Department of Environmental Protection, Fish and Wildlife Conservation Commission and the Department of Transportation as the amounts to be used to pay the salaries, other operational expenditures and fixed capital outlay of the named agencies.

AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE

PROGRAM: OFFICE OF THE COMMISSIONER AND ADMINISTRATION

AGRICULTURAL LAW ENFORCEMENT

	APPROVED SALARY RATE	11,686,124	
1328	SALARIES AND BENEFITS	POSITIONS	272.00
	FROM GENERAL REVENUE FUND		13,933,069
	FROM GENERAL INSPECTION TRUST FUND		1,039,259
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND		801,111
1329	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND		15,000
1330	EXPENSES		
	FROM GENERAL REVENUE FUND		1,178,396
	FROM FEDERAL GRANTS TRUST FUND		60,000
	FROM GENERAL INSPECTION TRUST FUND		135,731
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND		50,820
1331	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND		5,747
1333	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND		131,408
	FROM FEDERAL GRANTS TRUST FUND		390,000
	FROM GENERAL INSPECTION TRUST FUND		25,000
1334	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND		267,860
1335	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND		106,242
	FROM AGRICULTURAL LAW ENFORCEMENT TRUST FUND		23,035
	FROM GENERAL INSPECTION TRUST FUND		881
1336	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND		82,336
	FROM GENERAL INSPECTION TRUST FUND		1,732
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND		565
TOTAL: AGRICULTURAL LAW ENFORCEMENT			
	FROM GENERAL REVENUE FUND	15,720,058	
	FROM TRUST FUNDS		2,528,134
	TOTAL POSITIONS	272.00	
	TOTAL ALL FUNDS		18,248,192

AGRICULTURAL WATER POLICY COORDINATION

APPROVED SALARY RATE 1,820,413

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1337	SALARIES AND BENEFITS	POSITIONS	34.00		
	FROM GENERAL REVENUE FUND		101,304		
	FROM GENERAL INSPECTION TRUST FUND			2,206,936	
1338	EXPENSES				
	FROM GENERAL INSPECTION TRUST FUND			398,865	
1339	SPECIAL CATEGORIES				
	NITRATE RESEARCH AND REMEDIATION				
	FROM GENERAL INSPECTION TRUST FUND			930,000	
1340	SPECIAL CATEGORIES				
	RISK MANAGEMENT INSURANCE				
	FROM GENERAL INSPECTION TRUST FUND			5,137	
1341	SPECIAL CATEGORIES				
	AGRICULTURAL NONPOINT SOURCES BEST				
	MANAGEMENT PRACTICES IMPLEMENTATION				
	FROM GENERAL REVENUE FUND		3,700,000		
	FROM GENERAL INSPECTION TRUST FUND			4,551,000	
1342	SPECIAL CATEGORIES				
	TRANSFER TO DEPARTMENT OF MANAGEMENT				
	SERVICES - HUMAN RESOURCES SERVICES				
	PURCHASED PER STATEWIDE CONTRACT				
	FROM GENERAL INSPECTION TRUST FUND			10,609	
TOTAL:	AGRICULTURAL WATER POLICY COORDINATION				
	FROM GENERAL REVENUE FUND		3,801,304		
	FROM TRUST FUNDS			8,102,547	
	TOTAL POSITIONS		34.00		
	TOTAL ALL FUNDS			11,903,851	
EXECUTIVE DIRECTION AND SUPPORT SERVICES					
	APPROVED SALARY RATE		9,169,160		
1344	SALARIES AND BENEFITS	POSITIONS	174.25		
	FROM GENERAL REVENUE FUND		5,065,833		
	FROM ADMINISTRATIVE TRUST FUND			6,165,919	
	FROM FEDERAL GRANTS TRUST FUND			3,413	
	FROM GENERAL INSPECTION TRUST FUND			773,001	
	FROM AGRICULTURAL EMERGENCY				
	ERADICATION TRUST FUND			608	
1345	OTHER PERSONAL SERVICES				
	FROM GENERAL REVENUE FUND		70,524		
	FROM ADMINISTRATIVE TRUST FUND			10,352	
1346	EXPENSES				
	FROM ADMINISTRATIVE TRUST FUND			1,433,666	
	FROM GENERAL INSPECTION TRUST FUND			158,223	
	FROM AGRICULTURAL EMERGENCY				
	ERADICATION TRUST FUND			81,190	
1347	OPERATING CAPITAL OUTLAY				
	FROM GENERAL REVENUE FUND		3,614		
1348	SPECIAL CATEGORIES				
	TRANSFER TO DIVISION OF ADMINISTRATIVE				
	HEARINGS				
	FROM ADMINISTRATIVE TRUST FUND			22,996	
1349	SPECIAL CATEGORIES				
	CONTRACTED SERVICES				
	FROM GENERAL REVENUE FUND		1,000		
	FROM ADMINISTRATIVE TRUST FUND			618,000	
	FROM GENERAL INSPECTION TRUST FUND			499,574	
1350	SPECIAL CATEGORIES				
	RISK MANAGEMENT INSURANCE				
	FROM GENERAL REVENUE FUND		19,030		
	FROM ADMINISTRATIVE TRUST FUND			76,562	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1351	SPECIAL CATEGORIES				
	SALARY INCENTIVE PAYMENTS				
	FROM GENERAL REVENUE FUND			6,000	
1352	SPECIAL CATEGORIES				
	TRANSFER TO DEPARTMENT OF MANAGEMENT				
	SERVICES - HUMAN RESOURCES SERVICES				
	PURCHASED PER STATEWIDE CONTRACT				
	FROM GENERAL REVENUE FUND			37,262	
	FROM ADMINISTRATIVE TRUST FUND				19,602
	FROM AGRICULTURAL EMERGENCY				
	ERADICATION TRUST FUND				18
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES				
	FROM GENERAL REVENUE FUND		5,203,263		
	FROM TRUST FUNDS			9,863,124	
	TOTAL POSITIONS		174.25		
	TOTAL ALL FUNDS			15,066,387	
DIVISION OF LICENSING					
	APPROVED SALARY RATE		7,787,946		
1353	SALARIES AND BENEFITS	POSITIONS	234.00		
	FROM DIVISION OF LICENSING TRUST				
	FUND			11,177,282	
1354	OTHER PERSONAL SERVICES				
	FROM DIVISION OF LICENSING TRUST				
	FUND			309,832	
1355	EXPENSES				
	FROM DIVISION OF LICENSING TRUST				
	FUND			3,530,351	
1356	OPERATING CAPITAL OUTLAY				
	FROM DIVISION OF LICENSING TRUST				
	FUND			197,427	
1358	SPECIAL CATEGORIES				
	CONTRACTED SERVICES				
	FROM DIVISION OF LICENSING TRUST				
	FUND			7,844,519	
1359	SPECIAL CATEGORIES				
	RISK MANAGEMENT INSURANCE				
	FROM DIVISION OF LICENSING TRUST				
	FUND			60,526	
1360	SPECIAL CATEGORIES				
	TRANSFER TO DEPARTMENT OF MANAGEMENT				
	SERVICES - HUMAN RESOURCES SERVICES				
	PURCHASED PER STATEWIDE CONTRACT				
	FROM DIVISION OF LICENSING TRUST				
	FUND			73,022	
TOTAL:	DIVISION OF LICENSING				
	FROM TRUST FUNDS			23,192,959	
	TOTAL POSITIONS		234.00		
	TOTAL ALL FUNDS			23,192,959	
OFFICE OF ENERGY					
	APPROVED SALARY RATE		837,758		
1361	SALARIES AND BENEFITS	POSITIONS	15.00		
	FROM FEDERAL GRANTS TRUST FUND				
				1,324,466	
1362	OTHER PERSONAL SERVICES				
	FROM FEDERAL GRANTS TRUST FUND				
				350,000	
1363	EXPENSES				
	FROM FEDERAL GRANTS TRUST FUND				
				427,212	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1364	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND			2,500
1365	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND			175,917
1366	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM FEDERAL GRANTS TRUST FUND			2,855
1367	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FEDERAL GRANTS TRUST FUND			3,325
1368	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY UNITED STATES DEPARTMENT OF ENERGY SPECIAL PROJECTS FROM FEDERAL GRANTS TRUST FUND			500,000
TOTAL:	OFFICE OF ENERGY FROM TRUST FUNDS			2,786,275
	TOTAL POSITIONS	15.00		
	TOTAL ALL FUNDS			2,786,275
PROGRAM: FOREST AND RESOURCE PROTECTION				
LAND MANAGEMENT				
	APPROVED SALARY RATE	15,799,423		
1369	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM INCIDENTAL TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	449.00 6,386,550		1,065,923 3,809,516 9,688,216
1370	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND FROM INCIDENTAL TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND			217,818 525,769 358,576
1371	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM INCIDENTAL TRUST FUND FROM RELOCATION AND CONSTRUCTION TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	1,000,000		345,696 2,753,957 10,000 2,852,334
1372	AID TO LOCAL GOVERNMENTS AMERICA THE BEAUTIFUL PROGRAM FROM FEDERAL GRANTS TRUST FUND			1,747,538
1373	AID TO LOCAL GOVERNMENTS STATE FOREST RECEIPT DISTRIBUTION FROM INCIDENTAL TRUST FUND			595,000
1374	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM INCIDENTAL TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	3,110		59,150 15,000 118,458
1375	SPECIAL CATEGORIES OFF-HIGHWAY VEHICLE RECREATION PROGRAM FROM INCIDENTAL TRUST FUND			220,000

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1376	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND FROM INCIDENTAL TRUST FUND FROM RELOCATION AND CONSTRUCTION TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND			1,056,825 328,351 40,000 633,875
1377	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM INCIDENTAL TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND		180,717	143,541 377,375
1378	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM INCIDENTAL TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND		71,602	18,372 69,718
1378A	FIXED CAPITAL OUTLAY CONSERVATION AND RURAL LAND PROTECTION EASEMENTS AND AGREEMENTS FROM FLORIDA FOREVER PROGRAM TRUST FUND			1,000,000
TOTAL:	LAND MANAGEMENT FROM GENERAL REVENUE FUND FROM TRUST FUNDS		7,641,979	28,051,008
	TOTAL POSITIONS	449.00		
	TOTAL ALL FUNDS			35,692,987
WILDFIRE PREVENTION AND MANAGEMENT				
	APPROVED SALARY RATE	25,191,006		
1380	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND FROM INCIDENTAL TRUST FUND	727.50 33,122,462		1,283,612 944,113 2,221,664
1381	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM INCIDENTAL TRUST FUND		356,742	277,349 25,000
1382	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM INCIDENTAL TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND		3,270,438	1,591,567 2,280,167 1,006,570
1383	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - VOLUNTEER FIRE ASSISTANCE FROM FEDERAL GRANTS TRUST FUND			275,763
1384	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - RURAL COMMUNITY FIRE PROTECTION FROM FEDERAL GRANTS TRUST FUND			72,589
1385	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND		790,725	558,625

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1386	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM FEDERAL GRANTS TRUST FUND		100,000
1387	SPECIAL CATEGORIES FORESTRY WILDFIRE PROTECTION/SUPPRESSION EQUIPMENT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM INCIDENTAL TRUST FUND	4,000,000	400,000 156,868
1388	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM INCIDENTAL TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	133,794	1,849,078 123,756 34,468
1389	SPECIAL CATEGORIES ON-CALL FEES FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND FROM INCIDENTAL TRUST FUND		333,296 10,000
1390	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM INCIDENTAL TRUST FUND	1,834,225	706,698
1391	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM INCIDENTAL TRUST FUND	217,920	18,155
TOTAL:	WILDFIRE PREVENTION AND MANAGEMENT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	43,726,306	14,269,338
	TOTAL POSITIONS TOTAL ALL FUNDS	727.50	57,995,644
PROGRAM: AGRICULTURE MANAGEMENT INFORMATION CENTER			
OFFICE OF AGRICULTURE TECHNOLOGY SERVICES			
	APPROVED SALARY RATE	2,360,460	
1392	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM GENERAL INSPECTION TRUST FUND	44.00 739,297	2,356,840
1393	OTHER PERSONAL SERVICES FROM GENERAL INSPECTION TRUST FUND		47,348
1394	EXPENSES FROM DIVISION OF LICENSING TRUST FUND FROM GENERAL INSPECTION TRUST FUND		116,125 2,384,350
1395	OPERATING CAPITAL OUTLAY FROM GENERAL INSPECTION TRUST FUND		179,000
1396	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL INSPECTION TRUST FUND		785,505
1397	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL INSPECTION TRUST FUND		6,009

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1398	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL INSPECTION TRUST FUND		13,672
TOTAL:	OFFICE OF AGRICULTURE TECHNOLOGY SERVICES FROM GENERAL REVENUE FUND FROM TRUST FUNDS	739,297	5,888,849
	TOTAL POSITIONS TOTAL ALL FUNDS	44.00	6,628,146
PROGRAM: FOOD SAFETY AND QUALITY			
FOOD SAFETY INSPECTION AND ENFORCEMENT			
	APPROVED SALARY RATE	11,815,481	
1399	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GENERAL INSPECTION TRUST FUND	300.00 1,364,914	1,741,573 13,287,605
1400	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND FROM GENERAL INSPECTION TRUST FUND		223,441 338,000
1401	EXPENSES FROM FEDERAL GRANTS TRUST FUND FROM GENERAL INSPECTION TRUST FUND		732,195 2,054,374
1402	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND FROM GENERAL INSPECTION TRUST FUND		250,747 57,833
1404	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND FROM GENERAL INSPECTION TRUST FUND		370,707 459,960
1405	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL INSPECTION TRUST FUND		231,096
1406	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL INSPECTION TRUST FUND		92,407
1407	SPECIAL CATEGORIES GRANTS AND AIDS - DEEPWATER HORIZON - STATE OPERATIONS FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND		1,500,000
TOTAL:	FOOD SAFETY INSPECTION AND ENFORCEMENT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	1,364,914	21,339,938
	TOTAL POSITIONS TOTAL ALL FUNDS	300.00	22,704,852
PROGRAM: CONSUMER PROTECTION			
AGRICULTURAL ENVIRONMENTAL SERVICES			
	APPROVED SALARY RATE	7,766,114	
1408	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GENERAL INSPECTION TRUST FUND FROM PEST CONTROL TRUST FUND	185.00 794,798	407,109 6,692,633 2,847,221

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1409	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	100	
	FROM FEDERAL GRANTS TRUST FUND		145,000
	FROM GENERAL INSPECTION TRUST FUND . .		33,000
	FROM PEST CONTROL TRUST FUND		41,530
1410	EXPENSES		
	FROM GENERAL REVENUE FUND	38,825	
	FROM FEDERAL GRANTS TRUST FUND		338,295
	FROM GENERAL INSPECTION TRUST FUND . .		1,089,939
	FROM PEST CONTROL TRUST FUND		375,731
1411	AID TO LOCAL GOVERNMENTS		
	MOSQUITO CONTROL PROGRAM		
	FROM GENERAL INSPECTION TRUST FUND . .	2,050,368	

Of the funds provided in Specific Appropriation 1411, \$1,000,000 from the General Inspection Trust Fund shall be used for research into the practical methods of control to be used by local mosquito control agencies, including research into the prevention of mosquito borne illnesses. The research shall be conducted by the Institute of Food and Agricultural Sciences (IFAS)/Florida Medical Entomology Laboratory.

1412	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	5,021	
	FROM FEDERAL GRANTS TRUST FUND		102,500
1413	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM GENERAL REVENUE FUND	40,000	

From the funds provided in Specific Appropriation 1413, the Department of Agriculture and Consumer Services may purchase one or more motor vehicles for replacement when the mileage of a vehicle is in excess of 150,000 miles unless it is determined by the Commissioner that the vehicle replacement is a critical safety issue, or based on emergency or unforeseen circumstances as provided in section 287.14(3), Florida Statutes.

1414	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	139,372	
	FROM FEDERAL GRANTS TRUST FUND		296,278
	FROM GENERAL INSPECTION TRUST FUND . .		125,124
	FROM PEST CONTROL TRUST FUND		106,425

1415	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	33,155	
	FROM GENERAL INSPECTION TRUST FUND . .		21,158

1416	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	19,376	
	FROM GENERAL INSPECTION TRUST FUND . .		31,582
	FROM PEST CONTROL TRUST FUND		14,764

TOTAL:	AGRICULTURAL ENVIRONMENTAL SERVICES		
	FROM GENERAL REVENUE FUND	1,070,647	
	FROM TRUST FUNDS		14,718,657
	TOTAL POSITIONS	185.00	
	TOTAL ALL FUNDS		15,789,304

CONSUMER PROTECTION			
	APPROVED SALARY RATE	9,868,476	
1417	SALARIES AND BENEFITS POSITIONS	274.00	
	FROM GENERAL INSPECTION TRUST FUND . .		13,320,728
1418	OTHER PERSONAL SERVICES		
	FROM GENERAL INSPECTION TRUST FUND . .		170,285

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1419	EXPENSES		
	FROM GENERAL INSPECTION TRUST FUND . .		2,463,323
1420	OPERATING CAPITAL OUTLAY		
	FROM GENERAL INSPECTION TRUST FUND . .		75,437
1422	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL INSPECTION TRUST FUND . .		988,533
1423	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL INSPECTION TRUST FUND . .		231,287
1424	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL INSPECTION TRUST FUND . .		91,479

TOTAL:	CONSUMER PROTECTION		
	FROM TRUST FUNDS		17,341,072
	TOTAL POSITIONS	274.00	
	TOTAL ALL FUNDS		17,341,072

PROGRAM: AGRICULTURAL ECONOMIC DEVELOPMENT			
FRUITS AND VEGETABLES INSPECTION AND ENFORCEMENT			
	APPROVED SALARY RATE	4,188,971	

1425	SALARIES AND BENEFITS POSITIONS	112.00	
	FROM CITRUS INSPECTION TRUST FUND . .		4,013,802
	FROM GENERAL INSPECTION TRUST FUND . .		2,068,307

1426	OTHER PERSONAL SERVICES		
	FROM CITRUS INSPECTION TRUST FUND . .		678,425
	FROM GENERAL INSPECTION TRUST FUND . .		800,000

1427	EXPENSES		
	FROM CITRUS INSPECTION TRUST FUND . .		660,052
	FROM GENERAL INSPECTION TRUST FUND . .		477,133

1428	OPERATING CAPITAL OUTLAY		
	FROM CITRUS INSPECTION TRUST FUND . .		33,710

1429	SPECIAL CATEGORIES		
	AUTOMATED TESTING EQUIPMENT		
	FROM CITRUS INSPECTION TRUST FUND . .		216,041

1430	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM CITRUS INSPECTION TRUST FUND . .		98,428
	FROM GENERAL INSPECTION TRUST FUND . .		128,662

1431	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM CITRUS INSPECTION TRUST FUND . .		60,034
	FROM GENERAL INSPECTION TRUST FUND . .		53,236

1432	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM CITRUS INSPECTION TRUST FUND . .		64,046
	FROM GENERAL INSPECTION TRUST FUND . .		19,686

TOTAL:	FRUITS AND VEGETABLES INSPECTION AND ENFORCEMENT		
	FROM TRUST FUNDS		9,371,562
	TOTAL POSITIONS	112.00	
	TOTAL ALL FUNDS		9,371,562

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AGRICULTURAL PRODUCTS MARKETING

	APPROVED SALARY RATE	5,715,137	
1433	SALARIES AND BENEFITS	POSITIONS	156.00
	FROM GENERAL REVENUE FUND		508,744
	FROM CITRUS INSPECTION TRUST FUND		1,343,368
	FROM GENERAL INSPECTION TRUST FUND		1,501,120
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND		1,547,486
	FROM MARKET IMPROVEMENTS WORKING CAPITAL TRUST FUND		2,377,889
	FROM SALTWATER PRODUCTS PROMOTION TRUST FUND		843,532
	FROM FLORIDA AGRICULTURAL PROMOTION CAMPAIGN TRUST FUND		42,654
1434	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	8,600	
	FROM CITRUS INSPECTION TRUST FUND		213,765
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND		53,598
	FROM MARKET IMPROVEMENTS WORKING CAPITAL TRUST FUND		26,400
1435	EXPENSES		
	FROM GENERAL REVENUE FUND	148,541	
	FROM CITRUS INSPECTION TRUST FUND		323,828
	FROM GENERAL INSPECTION TRUST FUND		625,716
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND		99,980
	FROM MARKET TRADE SHOW TRUST FUND		101,601
	FROM MARKET IMPROVEMENTS WORKING CAPITAL TRUST FUND		848,391
	FROM SALTWATER PRODUCTS PROMOTION TRUST FUND		200,959
	FROM VITICULTURE TRUST FUND		9,580
	FROM FLORIDA AGRICULTURAL PROMOTION CAMPAIGN TRUST FUND		121,622
1436	OPERATING CAPITAL OUTLAY		
	FROM GENERAL INSPECTION TRUST FUND		100,000
	FROM MARKET IMPROVEMENTS WORKING CAPITAL TRUST FUND		10,500
1438	SPECIAL CATEGORIES		
	GRANTS AND AIDS - VITICULTURE PROGRAM		
	FROM VITICULTURE TRUST FUND		600,000
1439	SPECIAL CATEGORIES		
	FLORIDA AGRICULTURE PROMOTION CAMPAIGN		
	FROM GENERAL REVENUE FUND	4,400,000	
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND		1,310,000
1440	SPECIAL CATEGORIES		
	FEDERAL VALUE OF PRODUCTION SPECIALTY CROP GRANT		
	FROM FEDERAL GRANTS TRUST FUND		7,000,000
1441	SPECIAL CATEGORIES		
	FEDERAL SUPPORT FOR FLORIDA AGRICULTURE PROMOTIONS		
	FROM FEDERAL GRANTS TRUST FUND		206,586
1441A	SPECIAL CATEGORIES		
	FLORIDA HORSE PARK		
	FROM GENERAL REVENUE FUND	1,500,000	
1442	SPECIAL CATEGORIES		
	CITRUS RESEARCH		
	FROM GENERAL REVENUE FUND	7,000,000	

Funds in Specific Appropriation 1442 shall be transferred to the Citrus Research and Development Foundation, Inc., to conduct or cause to be conducted research projects on citrus disease. Distribution of such funds for a particular research project is contingent upon a dollar-for-

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dollar cash match from federal or private funds or from citrus box tax revenues. At no time shall the funds appropriated in Specific Appropriation 1442, allocated to a particular project, exceed the private, federal, and citrus box tax funds provided for that project.

1443	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	15,219	
	FROM CITRUS INSPECTION TRUST FUND		25,000
	FROM GENERAL INSPECTION TRUST FUND		189,760
	FROM MARKET TRADE SHOW TRUST FUND		75,000
	FROM MARKET IMPROVEMENTS WORKING CAPITAL TRUST FUND		28,600
	FROM SALTWATER PRODUCTS PROMOTION TRUST FUND		150,000
1444	SPECIAL CATEGORIES		
	GRANTS AND AIDS - MARKETING ORDERS		
	FROM CITRUS INSPECTION TRUST FUND		7,149,231
	FROM GENERAL INSPECTION TRUST FUND		565,082
1445	SPECIAL CATEGORIES		
	GRANTS AND AIDS - PROMOTIONAL AWARDS		
	FROM GENERAL REVENUE FUND	200,000	
	FROM GENERAL INSPECTION TRUST FUND		300,000
1446	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	12,237	
	FROM CITRUS INSPECTION TRUST FUND		7,645
	FROM GENERAL INSPECTION TRUST FUND		15,526
	FROM MARKET IMPROVEMENTS WORKING CAPITAL TRUST FUND		37,539
	FROM SALTWATER PRODUCTS PROMOTION TRUST FUND		7,835
1447	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	19,052	
	FROM CITRUS INSPECTION TRUST FUND		7,818
	FROM GENERAL INSPECTION TRUST FUND		8,358
	FROM MARKET IMPROVEMENTS WORKING CAPITAL TRUST FUND		14,607
	FROM SALTWATER PRODUCTS PROMOTION TRUST FUND		4,944
	FROM FLORIDA AGRICULTURAL PROMOTION CAMPAIGN TRUST FUND		248
1448	SPECIAL CATEGORIES		
	GRANTS AND AIDS - DEEPWATER HORIZON - STATE OPERATIONS		
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND		500,000
1449	FIXED CAPITAL OUTLAY		
	CODE AND LIFE SAFETY - STATE FARMERS' MARKETS - STATEWIDE		
	FROM MARKET IMPROVEMENTS WORKING CAPITAL TRUST FUND		310,000
	TOTAL: AGRICULTURAL PRODUCTS MARKETING		
	FROM GENERAL REVENUE FUND	13,812,393	
	FROM TRUST FUNDS		28,905,768
	TOTAL POSITIONS	156.00	
	TOTAL ALL FUNDS		42,718,161
	AQUACULTURE		
	APPROVED SALARY RATE	1,810,798	
1450	SALARIES AND BENEFITS	POSITIONS	44.00
	FROM GENERAL REVENUE FUND		1,722,233
	FROM GENERAL INSPECTION TRUST FUND		769,812

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1451	OTHER PERSONAL SERVICES			
	FROM FEDERAL GRANTS TRUST FUND . . .		29,700	
	FROM GENERAL INSPECTION TRUST FUND .		30,532	
1452	EXPENSES			
	FROM GENERAL REVENUE FUND	500,173		
	FROM FEDERAL GRANTS TRUST FUND . . .		149,000	
	FROM GENERAL INSPECTION TRUST FUND .		285,966	
1453	OPERATING CAPITAL OUTLAY			
	FROM GENERAL INSPECTION TRUST FUND .		12,600	
1454	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM FEDERAL GRANTS TRUST FUND . . .		30,700	
	FROM GENERAL INSPECTION TRUST FUND .		85,000	
1455	SPECIAL CATEGORIES			
	OYSTER PLANTING			
	FROM FEDERAL GRANTS TRUST FUND . . .		190,000	
1456	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	16,312		
	FROM GENERAL INSPECTION TRUST FUND .		8,126	
1457	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	12,769		
	FROM GENERAL INSPECTION TRUST FUND .		3,404	
TOTAL:	AQUACULTURE			
	FROM GENERAL REVENUE FUND	2,251,487		
	FROM TRUST FUNDS		1,594,840	
	TOTAL POSITIONS	44.00		
	TOTAL ALL FUNDS		3,846,327	
	ANIMAL PEST AND DISEASE CONTROL			
	APPROVED SALARY RATE	5,096,724		
1458	SALARIES AND BENEFITS POSITIONS	114.50		
	FROM GENERAL REVENUE FUND	5,280,168		
	FROM FEDERAL GRANTS TRUST FUND . . .		415,795	
	FROM GENERAL INSPECTION TRUST FUND .		462,604	
	FROM AGRICULTURAL EMERGENCY			
	ERADICATION TRUST FUND		421,631	
1459	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND	11,866		
	FROM FEDERAL GRANTS TRUST FUND . . .		95,703	
	FROM GENERAL INSPECTION TRUST FUND .		61,642	
1460	EXPENSES			
	FROM GENERAL REVENUE FUND	365,981		
	FROM FEDERAL GRANTS TRUST FUND . . .		605,364	
	FROM GENERAL INSPECTION TRUST FUND .		372,565	
1461	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND	50,949		
	FROM FEDERAL GRANTS TRUST FUND . . .		25,000	
1462	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM FEDERAL GRANTS TRUST FUND . . .		590,015	
	FROM GENERAL INSPECTION TRUST FUND .		319,158	
1463	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	104,732		
	FROM GENERAL INSPECTION TRUST FUND .		101,907	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1464	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND		41,185	
	FROM GENERAL INSPECTION TRUST FUND .			4,779
TOTAL:	ANIMAL PEST AND DISEASE CONTROL			
	FROM GENERAL REVENUE FUND	5,854,881		
	FROM TRUST FUNDS			3,476,163
	TOTAL POSITIONS	114.50		
	TOTAL ALL FUNDS			9,331,044
	PLANT PEST AND DISEASE CONTROL			
	APPROVED SALARY RATE	13,942,763		
1465	SALARIES AND BENEFITS POSITIONS	360.00		
	FROM GENERAL REVENUE FUND	8,424,456		
	FROM CITRUS INSPECTION TRUST FUND .		840,315	
	FROM FEDERAL GRANTS TRUST FUND . . .		4,953,153	
	FROM AGRICULTURAL EMERGENCY			
	ERADICATION TRUST FUND		2,764,474	
	FROM PLANT INDUSTRY TRUST FUND . . .		2,606,314	
1466	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND	21,170		
	FROM CITRUS INSPECTION TRUST FUND .		1,000	
	FROM FEDERAL GRANTS TRUST FUND . . .		2,117,896	
	FROM GENERAL INSPECTION TRUST FUND .		186,012	
	FROM AGRICULTURAL EMERGENCY			
	ERADICATION TRUST FUND		19,817	
	FROM PLANT INDUSTRY TRUST FUND . . .		533,560	
1467	EXPENSES			
	FROM GENERAL REVENUE FUND	860,617		
	FROM CITRUS INSPECTION TRUST FUND .		79,832	
	FROM FEDERAL GRANTS TRUST FUND . . .		1,535,790	
	FROM GENERAL INSPECTION TRUST FUND .		310,020	
	FROM AGRICULTURAL EMERGENCY			
	ERADICATION TRUST FUND		23,748	
	FROM PLANT INDUSTRY TRUST FUND . . .		724,622	
1468	OPERATING CAPITAL OUTLAY			
	FROM FEDERAL GRANTS TRUST FUND . . .		216,195	
	FROM PLANT INDUSTRY TRUST FUND . . .		5,006	
1469	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM FEDERAL GRANTS TRUST FUND . . .		303,748	
	FROM GENERAL INSPECTION TRUST FUND .		50,937	
	From the funds provided in Specific Appropriation 1469, the Department			
	of Agriculture and Consumer Services may purchase one or more motor			
	vehicles for replacement when the mileage of a vehicle is in excess of			
	150,000 miles unless it is determined by the Commissioner that the			
	vehicle replacement is a critical safety issue, or based on emergency or			
	unforeseen circumstances as provided in section 287.14(3), Florida			
	Statutes.			
1470	SPECIAL CATEGORIES			
	AGRICULTURAL EMERGENCIES (MEDFLY PROGRAM)			
	FROM AGRICULTURAL EMERGENCY			
	ERADICATION TRUST FUND			1,002,374
1471	SPECIAL CATEGORIES			
	GRANTS AND AIDS - BOLL WEEVIL ERADICATION			
	FROM PLANT INDUSTRY TRUST FUND			150,000
1472	SPECIAL CATEGORIES			
	APIARIAN INDEMNITIES			
	FROM AGRICULTURAL EMERGENCY			
	ERADICATION TRUST FUND			36,000

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1473	SPECIAL CATEGORIES ENDANGERED PLANT SPECIES FROM PLANT INDUSTRY TRUST FUND		240,000	
1474	SPECIAL CATEGORIES CITRUS HEALTH RESPONSE PROGRAM FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND	500,000	4,606,038	1,022,159
1474A	SPECIAL CATEGORIES LAUREL WILT SURVEY PROGRAM FROM FEDERAL GRANTS TRUST FUND		460,333	
1475	SPECIAL CATEGORIES PLANT PEST AND DISEASE CONTROL FROM FEDERAL GRANTS TRUST FUND		1,000,000	
1476	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM CITRUS INSPECTION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM GENERAL INSPECTION TRUST FUND FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND FROM PLANT INDUSTRY TRUST FUND	104,481	7,144	422,875
			124,007	105,000
				118,049
1477	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND	509,317		151,344
1478	SPECIAL CATEGORIES TRANSFER TO UNIVERSITY OF FLORIDA/ INSTITUTE OF FOOD AND AGRICULTURAL SCIENCES FOR INVASIVE EXOTICS QUARANTINE FACILITY FROM PLANT INDUSTRY TRUST FUND		720,000	
1479	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM CITRUS INSPECTION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM PLANT INDUSTRY TRUST FUND	139,947	9,108	3,540
			66,522	
1480	FIXED CAPITAL OUTLAY CONSTRUCTION-CITRUS BUDWOOD GREENHOUSE(S) FROM GENERAL REVENUE FUND	500,000		
TOTAL:	PLANT PEST AND DISEASE CONTROL FROM GENERAL REVENUE FUND FROM TRUST FUNDS	11,059,988	27,516,932	
	TOTAL POSITIONS	360.00		
	TOTAL ALL FUNDS		38,576,920	
FOOD, NUTRITION AND WELLNESS				
	APPROVED SALARY RATE	2,932,943		
1481	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM FOOD AND NUTRITION SERVICES TRUST FUND	70.00	151,924	844,409
				3,141,387
1482	OTHER PERSONAL SERVICES FROM FOOD AND NUTRITION SERVICES TRUST FUND			127,020

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1483	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM FOOD AND NUTRITION SERVICES TRUST FUND FROM GENERAL INSPECTION TRUST FUND	50,000		242,345
				1,042,297
				174,160
1484	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - SCHOOL LUNCH PROGRAM FROM FOOD AND NUTRITION SERVICES TRUST FUND			1,067,958,003
1485	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - SCHOOL LUNCH PROGRAM - STATE MATCH FROM GENERAL REVENUE FUND		16,886,046	
1486	OPERATING CAPITAL OUTLAY FROM FOOD AND NUTRITION SERVICES TRUST FUND			57,438
1486A	SPECIAL CATEGORIES SUPPORT FOR FOOD BANK FROM GENERAL REVENUE FUND	600,000		
Funds in Specific Appropriation 1486A are provided for the Florida Association of Food Banks.				
1487	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND FROM FOOD AND NUTRITION SERVICES TRUST FUND FROM GENERAL INSPECTION TRUST FUND		354,400	5,827,566
				45,840
1487A	SPECIAL CATEGORIES FARM SHARE PROGRAM FROM GENERAL REVENUE FUND	600,000		
1488	SPECIAL CATEGORIES GRANTS AND AIDS - EMERGENCY FEEDING ORGANIZATIONS FROM FEDERAL GRANTS TRUST FUND			4,571,184
1489	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM FOOD AND NUTRITION SERVICES TRUST FUND	1,004		5,189
1490	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FEDERAL GRANTS TRUST FUND FROM FOOD AND NUTRITION SERVICES TRUST FUND		2,329	19,347
TOTAL:	FOOD, NUTRITION AND WELLNESS FROM GENERAL REVENUE FUND FROM TRUST FUNDS	18,288,974		1,084,412,914
	TOTAL POSITIONS	70.00		
	TOTAL ALL FUNDS			1,102,701,888
TOTAL:	AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE FROM GENERAL REVENUE FUND FROM TRUST FUNDS	130,535,491		1,303,360,080
	TOTAL POSITIONS	3,565.25		
	TOTAL ALL FUNDS			1,433,895,571
	TOTAL APPROVED SALARY RATE	137,789,697		

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ENVIRONMENTAL PROTECTION, DEPARTMENT OF

PROGRAM: ADMINISTRATIVE SERVICES

EXECUTIVE DIRECTION AND SUPPORT SERVICES

		APPROVED SALARY RATE	13,282,943		
1491	SALARIES AND BENEFITS	POSITIONS	259.00		
	FROM GENERAL REVENUE FUND		90,597		
	FROM ADMINISTRATIVE TRUST FUND			15,890,903	
	FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND			70,384	
	FROM INLAND PROTECTION TRUST FUND			205,960	
	FROM FEDERAL GRANTS TRUST FUND			699,816	
	FROM GRANTS AND DONATIONS TRUST FUND			71,759	
	FROM INTERNAL IMPROVEMENT TRUST FUND			375,903	
	FROM LAND ACQUISITION TRUST FUND			147,222	
1492	OTHER PERSONAL SERVICES				
	FROM ADMINISTRATIVE TRUST FUND			530,015	
	FROM FEDERAL GRANTS TRUST FUND			576,879	
	FROM GRANTS AND DONATIONS TRUST FUND			7,000	
	FROM INTERNAL IMPROVEMENT TRUST FUND			523,332	
1493	EXPENSES				
	FROM ADMINISTRATIVE TRUST FUND			2,638,369	
	FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND			28,809	
	FROM INLAND PROTECTION TRUST FUND			37,781	
	FROM FEDERAL GRANTS TRUST FUND			600,783	
	FROM GRANTS AND DONATIONS TRUST FUND			500	
	FROM INTERNAL IMPROVEMENT TRUST FUND			4,980	
	FROM LAND ACQUISITION TRUST FUND			16,018	
1494	OPERATING CAPITAL OUTLAY				
	FROM ADMINISTRATIVE TRUST FUND			16,275	
	FROM FEDERAL GRANTS TRUST FUND			1,399	
1495	SPECIAL CATEGORIES				
	TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS				
	FROM ADMINISTRATIVE TRUST FUND			368,935	
1496	SPECIAL CATEGORIES				
	NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PROGRAM				
	FROM ADMINISTRATIVE TRUST FUND			22,906	
1497	SPECIAL CATEGORIES				
	CONTRACTED SERVICES				
	FROM ADMINISTRATIVE TRUST FUND			171,899	
	FROM INTERNAL IMPROVEMENT TRUST FUND			2,859,188	
1498	SPECIAL CATEGORIES				
	POLLUTION RESTORATION CONTRACTS				
	FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND			4,066	
1499	SPECIAL CATEGORIES				
	RISK MANAGEMENT INSURANCE				
	FROM ADMINISTRATIVE TRUST FUND			55,586	
1500	SPECIAL CATEGORIES				
	SALARY INCENTIVE PAYMENTS				
	FROM ADMINISTRATIVE TRUST FUND			6,382	
1501	SPECIAL CATEGORIES				
	UNDERGROUND STORAGE TANK CLEANUP				
	FROM INLAND PROTECTION TRUST FUND			107,407	

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1502	SPECIAL CATEGORIES				
	PETROLEUM CLEANUP AUDITS				
	FROM INLAND PROTECTION TRUST FUND			142,196	
1503	SPECIAL CATEGORIES				
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT				
	FROM GENERAL REVENUE FUND		17,633		
	FROM ADMINISTRATIVE TRUST FUND			83,456	
	FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND			371	
	FROM INLAND PROTECTION TRUST FUND			764	
	FROM FEDERAL GRANTS TRUST FUND			3,689	
	FROM GRANTS AND DONATIONS TRUST FUND			354	
	FROM LAND ACQUISITION TRUST FUND			597	
1504	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY				
	FLORIDA COASTAL ZONE MANAGEMENT PROGRAM				
	FROM FEDERAL GRANTS TRUST FUND			958,000	
1505	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY				
	CLEAN MARINA				
	FROM FEDERAL GRANTS TRUST FUND			1,500,000	
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES					
	FROM GENERAL REVENUE FUND		108,230		
	FROM TRUST FUNDS			28,729,883	
	TOTAL POSITIONS		259.00		
	TOTAL ALL FUNDS			28,838,113	
FLORIDA GEOLOGICAL SURVEY					
		APPROVED SALARY RATE	1,257,363		
1506	SALARIES AND BENEFITS	POSITIONS	27.50		
	FROM INTERNAL IMPROVEMENT TRUST FUND				424,276
	FROM LAND ACQUISITION TRUST FUND				602,490
	FROM MINERALS TRUST FUND				272,858
	FROM WATER QUALITY ASSURANCE TRUST FUND				398,234
1507	OTHER PERSONAL SERVICES				
	FROM FEDERAL GRANTS TRUST FUND			276,421	
	FROM GRANTS AND DONATIONS TRUST FUND			126,147	
	FROM WATER QUALITY ASSURANCE TRUST FUND			22,208	
1508	EXPENSES				
	FROM FEDERAL GRANTS TRUST FUND			79,965	
	FROM GRANTS AND DONATIONS TRUST FUND			60,905	
	FROM WATER QUALITY ASSURANCE TRUST FUND			300,442	
1509	OPERATING CAPITAL OUTLAY				
	FROM GRANTS AND DONATIONS TRUST FUND			21,000	
	FROM MINERALS TRUST FUND			48,868	
	FROM WATER QUALITY ASSURANCE TRUST FUND			19,838	
1510	SPECIAL CATEGORIES				
	CONTRACTED SERVICES				
	FROM FEDERAL GRANTS TRUST FUND			71,799	
	FROM GRANTS AND DONATIONS TRUST FUND			78,077	
	FROM MINERALS TRUST FUND			5,700	
	FROM WATER QUALITY ASSURANCE TRUST FUND			80,000	

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1511	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM MINERALS TRUST FUND			79,877
1512	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INTERNAL IMPROVEMENT TRUST FUND FROM LAND ACQUISITION TRUST FUND . . FROM MINERALS TRUST FUND FROM WATER QUALITY ASSURANCE TRUST FUND			2,583 3,067 4,465 868
TOTAL:	FLORIDA GEOLOGICAL SURVEY FROM TRUST FUNDS			2,980,088
	TOTAL POSITIONS	27.50		
	TOTAL ALL FUNDS			2,980,088
TECHNOLOGY AND INFORMATION SERVICES				
	APPROVED SALARY RATE		4,084,942	
1513	SALARIES AND BENEFITS POSITIONS FROM WORKING CAPITAL TRUST FUND . . .	89.00		5,406,647
1514	OTHER PERSONAL SERVICES FROM WORKING CAPITAL TRUST FUND . . .			1,541,548
1515	EXPENSES FROM WORKING CAPITAL TRUST FUND . . .			2,025,163
1516	OPERATING CAPITAL OUTLAY FROM WORKING CAPITAL TRUST FUND . . .			20,625
1517	SPECIAL CATEGORIES CONTRACTED SERVICES FROM WORKING CAPITAL TRUST FUND . . .			1,200,000
1518	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM WORKING CAPITAL TRUST FUND . . .			12,861
1519	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM WORKING CAPITAL TRUST FUND . . .			38,938
1520	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM WORKING CAPITAL TRUST FUND . . .			1,386,433
1521	DATA PROCESSING SERVICES NORTHWOOD SHARED RESOURCE CENTER FROM WORKING CAPITAL TRUST FUND . . .			1,421,049
TOTAL:	TECHNOLOGY AND INFORMATION SERVICES FROM TRUST FUNDS			13,053,264
	TOTAL POSITIONS	89.00		
	TOTAL ALL FUNDS			13,053,264
OFFICE OF EMERGENCY RESPONSE				
	APPROVED SALARY RATE		1,475,158	
1522	SALARIES AND BENEFITS POSITIONS FROM COASTAL PROTECTION TRUST FUND . FROM INLAND PROTECTION TRUST FUND .	28.00		1,314,512 520,397
1523	OTHER PERSONAL SERVICES FROM COASTAL PROTECTION TRUST FUND .			195,411

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1524	EXPENSES FROM COASTAL PROTECTION TRUST FUND . FROM INLAND PROTECTION TRUST FUND .			145,451 29,440
1525	OPERATING CAPITAL OUTLAY FROM COASTAL PROTECTION TRUST FUND .			7,818
1526	SPECIAL CATEGORIES ACQUISITION AND REPLACEMENT OF PATROL VEHICLES FROM COASTAL PROTECTION TRUST FUND .			63,594
1527	SPECIAL CATEGORIES HAZARDOUS WASTE CLEANUP FROM COASTAL PROTECTION TRUST FUND .			911,549
1528	SPECIAL CATEGORIES ON-CALL FEES FROM COASTAL PROTECTION TRUST FUND .			98,902
1529	SPECIAL CATEGORIES PAYMENTS FOR RESTORATION AND DAMAGE FROM COASTAL PROTECTION TRUST FUND .			25,000
1530	SPECIAL CATEGORIES ABANDONED DRUM REMOVAL AND DISPOSAL FROM COASTAL PROTECTION TRUST FUND .			100,000
1531	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INLAND PROTECTION TRUST FUND .			35,505
1532	SPECIAL CATEGORIES UNDERGROUND STORAGE TANK CLEANUP FROM INLAND PROTECTION TRUST FUND .			214,759
1533	SPECIAL CATEGORIES TRANSFER TO THE MARINE RESOURCES CONSERVATION TRUST FUND OR STATE GAME TRUST FUND IN THE FWCC FOR LAW ENFORCEMENT FROM COASTAL PROTECTION TRUST FUND . FROM INLAND PROTECTION TRUST FUND . FROM LAND ACQUISITION TRUST FUND . FROM SOLID WASTE MANAGEMENT TRUST FUND			12,033,224 1,957,805 7,360,639 2,680,550
1534	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM COASTAL PROTECTION TRUST FUND . FROM INLAND PROTECTION TRUST FUND .			6,925 2,740
TOTAL:	OFFICE OF EMERGENCY RESPONSE FROM TRUST FUNDS			27,704,221
	TOTAL POSITIONS	28.00		
	TOTAL ALL FUNDS			27,704,221
PROGRAM: STATE LANDS				
LAND ADMINISTRATION				
	APPROVED SALARY RATE		2,101,407	
1535	SALARIES AND BENEFITS POSITIONS FROM INTERNAL IMPROVEMENT TRUST FUND FROM LAND ACQUISITION TRUST FUND . . FROM WATER MANAGEMENT LANDS TRUST FUND	42.00		2,142,531 456,368 263,258
1536	OTHER PERSONAL SERVICES FROM LAND ACQUISITION TRUST FUND . . .			36,580

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1537	EXPENSES	
	FROM CONSERVATION AND RECREATION	
	LANDS TRUST FUND	98,787
	FROM INTERNAL IMPROVEMENT TRUST	
	FUND	342,833
	FROM LAND ACQUISITION TRUST FUND	123,127
	FROM WATER MANAGEMENT LANDS TRUST	
	FUND	26,748
1538	OPERATING CAPITAL OUTLAY	
	FROM LAND ACQUISITION TRUST FUND	1,920
1539	SPECIAL CATEGORIES	
	CONTRACTED SERVICES	
	FROM CONSERVATION AND RECREATION	
	LANDS TRUST FUND	44,994
	FROM INTERNAL IMPROVEMENT TRUST	
	FUND	320,000
1540	SPECIAL CATEGORIES	
	NATURAL AREAS INVENTORY	
	FROM CONSERVATION AND RECREATION	
	LANDS TRUST FUND	222,947
1541	SPECIAL CATEGORIES	
	RISK MANAGEMENT INSURANCE	
	FROM LAND ACQUISITION TRUST FUND	1,641
1542	SPECIAL CATEGORIES	
	PAYMENT IN LIEU OF TAXES	
	FROM CONSERVATION AND RECREATION	
	LANDS TRUST FUND	1,360,000
1543	SPECIAL CATEGORIES	
	TRANSFER TO DEPARTMENT OF MANAGEMENT	
	SERVICES - HUMAN RESOURCES SERVICES	
	PURCHASED PER STATEWIDE CONTRACT	
	FROM INTERNAL IMPROVEMENT TRUST	
	FUND	16,190
	FROM LAND ACQUISITION TRUST FUND	7,094
	FROM WATER MANAGEMENT LANDS TRUST	
	FUND	360
1543A	FIXED CAPITAL OUTLAY	
	LAND ACQUISITION	
	FROM FEDERAL GRANTS TRUST FUND	2,578,750
1544	FIXED CAPITAL OUTLAY	
	LAND ACQUISITION, ENVIRONMENTALLY	
	ENDANGERED, UNIQUE/ IRREPLACEABLE LANDS,	
	STATEWIDE	
	FROM FLORIDA FOREVER TRUST FUND	60,000,000

From the Funds in Specific Appropriation 1544, \$10,000,000 from the Florida Forever Trust Fund are provided for land acquisitions from the most recent list of the Board of Trustees of the Internal Improvement Trust Fund Florida Forever Priority List that protect Florida's military installations against encroachment. The Division of State Lands shall coordinate the prioritization of land acquisitions with the Department of Economic Opportunity for this purpose.

The remaining \$50,000,000 from the Florida Forever Trust Fund are provided from the proceeds of surplus lands identified by this assessment and determined to no longer be needed for conservation purposes by the Board of Trustees of the Internal Improvement Trust Fund. By September 1, 2013, the Division of State Lands within the Department of Environmental Protection, working in cooperation with managing agencies and stakeholders, shall conduct an assessment to identify any state-owned land no longer needed for conservation purposes for submission to the Board of Trustees of the Internal Improvement Trust Fund. The Division of State Lands, acting on behalf of the Board of Trustees of the Internal Improvement Trust Fund, shall proceed with the disposition of surplus state lands in order to provide up to \$50,000,000. These funds shall be distributed only to the Division of State Lands for land acquisitions with priority given to Florida's military installations against encroachment in order to achieve the state's economic development goals. All other land acquisitions shall be

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	for conservation lands needed for springs protection or water resource protection, or for land acquisitions that are less-than-fee interest or for partnerships where the state's portion of the acquisition cost is no more than 50 percent. Prior to any land acquisitions for conservation lands using these funds, a report must be submitted to the Board of Trustees of the Internal Improvement Trust fund detailing the estimated costs to comply with the short-term and long-term management goals for the parcels.		
1545	FIXED CAPITAL OUTLAY		
	DEBT SERVICE		
	FROM LAND ACQUISITION TRUST FUND		154,829,015
	Funds provided in Specific Appropriation 1545 are for Fiscal Year 2013-2014 debt service on bonds. These funds may be used to refinance any or all series if it is in the best interest of the state as determined by the Division of Bond Finance. If the debt service varies as a result of a change in the interest rate, timing of issuance, or other circumstances, there is hereby appropriated from the Land Acquisition Trust Fund an amount sufficient to pay such debt service.		
TOTAL:	LAND ADMINISTRATION		
	FROM TRUST FUNDS		222,873,143
	TOTAL POSITIONS	42.00	
	TOTAL ALL FUNDS		222,873,143
	LAND MANAGEMENT		
	APPROVED SALARY RATE	3,976,565	
1546	SALARIES AND BENEFITS	POSITIONS	89.00
	FROM CONSERVATION AND RECREATION		
	LANDS TRUST FUND		805,464
	FROM INTERNAL IMPROVEMENT TRUST		
	FUND		4,408,220
1547	OTHER PERSONAL SERVICES		
	FROM CONSERVATION AND RECREATION		
	LANDS TRUST FUND		250,178
	FROM GRANTS AND DONATIONS TRUST		
	FUND		300,000
1548	EXPENSES		
	FROM CONSERVATION AND RECREATION		
	LANDS TRUST FUND		139,844
	FROM GRANTS AND DONATIONS TRUST		
	FUND		300,000
	FROM INTERNAL IMPROVEMENT TRUST		
	FUND		866,396
1549	OPERATING CAPITAL OUTLAY		
	FROM GRANTS AND DONATIONS TRUST		
	FUND		50,000
	FROM INTERNAL IMPROVEMENT TRUST		
	FUND		15,000
1550	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF AGRICULTURE		
	PLANT INDUSTRY TRUST FUND		
	FROM CONSERVATION AND RECREATION		
	LANDS TRUST FUND		240,000
1551	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM CONSERVATION AND RECREATION		
	LANDS TRUST FUND		20,000
	FROM INTERNAL IMPROVEMENT TRUST		
	FUND		235,563
1552	SPECIAL CATEGORIES		
	STATE LANDS STEWARDSHIP		
	FROM CONSERVATION AND RECREATION		
	LANDS TRUST FUND		250,000
	FROM INTERNAL IMPROVEMENT TRUST		
	FUND		200,000

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1552A	SPECIAL CATEGORIES TRANSFER TO THE INTERNAL IMPROVEMENT TRUST FUND FOR MANAGEMENT OF SOVEREIGN SUBMERGED LANDS FROM GENERAL REVENUE FUND	1,000,000	
1553	SPECIAL CATEGORIES NATIONAL OCEAN SURVEY FROM INTERNAL IMPROVEMENT TRUST FUND		84,000
1554	SPECIAL CATEGORIES RICO ACT- DISTRIBUTION OF PROCEEDS FROM PROPERTY SALES FROM INTERNAL IMPROVEMENT TRUST FUND		350,000
1555	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INTERNAL IMPROVEMENT TRUST FUND		76,123
1556	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES FOR MANAGEMENT OF CONSERVATION AND RECREATION LANDS (CARL) FROM CONSERVATION AND RECREATION LANDS TRUST FUND		16,456,112
1556A	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES FOR RURAL AND FAMILY LANDS FROM INTERNAL IMPROVEMENT TRUST FUND		1,000,000
1557	SPECIAL CATEGORIES TRANSFER TO FISH AND WILDLIFE CONSERVATION COMMISSION FOR MANAGEMENT OF CARL LANDS FROM CONSERVATION AND RECREATION LANDS TRUST FUND		13,014,024
1558	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF STATE FOR GRANTS AND DONATIONS TRUST FUND FROM CONSERVATION AND RECREATION LANDS TRUST FUND		5,360,000
1559	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM CONSERVATION AND RECREATION LANDS TRUST FUND FROM INTERNAL IMPROVEMENT TRUST FUND		5,185 30,072
TOTAL:	LAND MANAGEMENT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	1,000,000	44,456,181
	TOTAL POSITIONS	89.00	
	TOTAL ALL FUNDS		45,456,181
PROGRAM: DISTRICT OFFICES			
WATER RESOURCE PROTECTION AND RESTORATION			
	APPROVED SALARY RATE	17,272,580	
1560	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM INTERNAL IMPROVEMENT TRUST FUND	402.00 9,317,526	2,077,592 831,771 939,009

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	FROM LAND ACQUISITION TRUST FUND		4,862,913
	FROM PERMIT FEE TRUST FUND		5,114,797
1561	OTHER PERSONAL SERVICES FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND		294,303
1562	EXPENSES FROM GENERAL REVENUE FUND FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM LAND ACQUISITION TRUST FUND FROM PERMIT FEE TRUST FUND		147,112 1,603,674 27,970 217,399 160,878
1562A	SPECIAL CATEGORIES WATER QUALITY MANAGEMENT/PLANNING GRANTS FROM FEDERAL GRANTS TRUST FUND		24,842
1563	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM LAND ACQUISITION TRUST FUND FROM PERMIT FEE TRUST FUND		8,225 6,750 50 1,100 5,370
1564	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND FROM FEDERAL GRANTS TRUST FUND		8,373 3,045
1565	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM LAND ACQUISITION TRUST FUND FROM PERMIT FEE TRUST FUND		83,639 21,709 3,251 6,924 34,607
TOTAL:	WATER RESOURCE PROTECTION AND RESTORATION FROM GENERAL REVENUE FUND FROM TRUST FUNDS		9,556,502 16,246,307
	TOTAL POSITIONS	402.00	
	TOTAL ALL FUNDS		25,802,809
AIR POLLUTION PREVENTION			
	APPROVED SALARY RATE	3,727,460	
1566	SALARIES AND BENEFITS POSITIONS FROM AIR POLLUTION CONTROL TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	75.00	4,819,971 29,222
1567	OTHER PERSONAL SERVICES FROM AIR POLLUTION CONTROL TRUST FUND		159,351
1568	EXPENSES FROM AIR POLLUTION CONTROL TRUST FUND		605,178
1569	OPERATING CAPITAL OUTLAY FROM AIR POLLUTION CONTROL TRUST FUND		98,307
1570	SPECIAL CATEGORIES CONTRACTED SERVICES FROM AIR POLLUTION CONTROL TRUST FUND		15,050

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1571	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM AIR POLLUTION CONTROL TRUST FUND			26,985
1572	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM AIR POLLUTION CONTROL TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND			30,990 541
TOTAL:	AIR POLLUTION PREVENTION FROM TRUST FUNDS			5,785,595
	TOTAL POSITIONS	75.00		
	TOTAL ALL FUNDS			5,785,595
WASTE CONTROL				
	APPROVED SALARY RATE	6,481,708		
1573	SALARIES AND BENEFITS POSITIONS	144.00		
	FROM INLAND PROTECTION TRUST FUND		2,447,882	
	FROM FEDERAL GRANTS TRUST FUND		1,070,301	
	FROM PERMIT FEE TRUST FUND		626,543	
	FROM SOLID WASTE MANAGEMENT TRUST FUND		1,537,938	
	FROM WATER QUALITY ASSURANCE TRUST FUND		2,941,968	
1574	OTHER PERSONAL SERVICES FROM INLAND PROTECTION TRUST FUND			110,000
1575	EXPENSES FROM INLAND PROTECTION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM PERMIT FEE TRUST FUND FROM SOLID WASTE MANAGEMENT TRUST FUND FROM WATER QUALITY ASSURANCE TRUST FUND		582,464 55,079 40,204 149,759 309,968	
1576	OPERATING CAPITAL OUTLAY FROM SOLID WASTE MANAGEMENT TRUST FUND			60,919
1577	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INLAND PROTECTION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM SOLID WASTE MANAGEMENT TRUST FUND FROM WATER QUALITY ASSURANCE TRUST FUND		1,860 550 6,550 16,145	
1578	SPECIAL CATEGORIES HAZARDOUS WASTE CLEANUP FROM WATER QUALITY ASSURANCE TRUST FUND			190,535
1579	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INLAND PROTECTION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM SOLID WASTE MANAGEMENT TRUST FUND		166,842 5,757 13,647	
1580	SPECIAL CATEGORIES RESEARCH, DEVELOPMENT AND TECHNICAL ASSISTANCE - WASTE TIRE ABATEMENT PROGRAM FROM SOLID WASTE MANAGEMENT TRUST FUND			6,825

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1581	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INLAND PROTECTION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM PERMIT FEE TRUST FUND FROM SOLID WASTE MANAGEMENT TRUST FUND FROM WATER QUALITY ASSURANCE TRUST FUND			15,249 7,069 4,288 9,121 18,225
TOTAL:	WASTE CONTROL FROM TRUST FUNDS			10,395,688
	TOTAL POSITIONS	144.00		
	TOTAL ALL FUNDS			10,395,688
EXECUTIVE DIRECTION AND SUPPORT SERVICES				
	APPROVED SALARY RATE		3,868,275	
1582	SALARIES AND BENEFITS POSITIONS	78.00		
	FROM GENERAL REVENUE FUND		943,152	
	FROM ADMINISTRATIVE TRUST FUND			2,812,146
	FROM AIR POLLUTION CONTROL TRUST FUND			865,044
	FROM SOLID WASTE MANAGEMENT TRUST FUND			303,159
1583	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND			127,564 15,000
1584	EXPENSES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM AIR POLLUTION CONTROL TRUST FUND FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND FROM LAND ACQUISITION TRUST FUND FROM SOLID WASTE MANAGEMENT TRUST FUND		936,394	548,571 283,760 21,337 27,923 58,316
1585	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND			3,451
1586	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM AIR POLLUTION CONTROL TRUST FUND		44,795	90,085 8,894
1587	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND			110,757
1588	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM AIR POLLUTION CONTROL TRUST FUND FROM SOLID WASTE MANAGEMENT TRUST FUND		14,246	9,131 5,466 1,682

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TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM GENERAL REVENUE FUND	1,938,587		
FROM TRUST FUNDS		5,292,286	
TOTAL POSITIONS	78.00		
TOTAL ALL FUNDS			7,230,873
PROGRAM: WATER POLICY AND ECOSYSTEMS RESTORATION			
WATER POLICY AND ECOSYSTEMS RESTORATION			
APPROVED SALARY RATE	1,307,220		
1589 SALARIES AND BENEFITS POSITIONS	23.00		
FROM GENERAL REVENUE FUND	586,452		
FROM ADMINISTRATIVE TRUST FUND		717,342	
FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND		185,705	
FROM FEDERAL GRANTS TRUST FUND		105,639	
FROM LAND ACQUISITION TRUST FUND		70,145	
FROM WATER MANAGEMENT LANDS TRUST FUND		100,510	
1590 OTHER PERSONAL SERVICES			
FROM FEDERAL GRANTS TRUST FUND		290,964	
1591 EXPENSES			
FROM GENERAL REVENUE FUND	30,106		
FROM ADMINISTRATIVE TRUST FUND		25,000	
FROM FEDERAL GRANTS TRUST FUND		2,000	
FROM LAND ACQUISITION TRUST FUND		70,421	
FROM WATER MANAGEMENT LANDS TRUST FUND		56,000	
1592 AID TO LOCAL GOVERNMENTS			
GRANTS AND AIDS - NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT ENVIRONMENTAL RESOURCE PERMITTING PROGRAM			
FROM WATER MANAGEMENT LANDS TRUST FUND		1,851,231	
1593 AID TO LOCAL GOVERNMENTS			
GRANTS AND AIDS - SUWANNEE RIVER WATER MANAGEMENT DISTRICT - ENVIRONMENTAL RESOURCE PERMITTING			
FROM WATER MANAGEMENT LANDS TRUST FUND		453,000	
1594 AID TO LOCAL GOVERNMENTS			
GRANTS AND AIDS - WATER MANAGEMENT DISTRICT PERMITTING ASSISTANCE			
FROM WATER MANAGEMENT LANDS TRUST FUND		100,000	
1595 AID TO LOCAL GOVERNMENTS			
GRANTS AND AIDS - WATER MANAGEMENT DISTRICTS - WETLANDS PROTECTION			
FROM WATER MANAGEMENT LANDS TRUST FUND		547,000	
1596 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	3,529		
FROM ADMINISTRATIVE TRUST FUND		2,470	
FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND		706	
FROM FEDERAL GRANTS TRUST FUND		706	
FROM LAND ACQUISITION TRUST FUND		353	
FROM WATER MANAGEMENT LANDS TRUST FUND		677	
1596A SPECIAL CATEGORIES			
TRANSFER TO SAVE OUR EVERGLADES TRUST FUND FROM WATER MANAGEMENT LANDS TRUST FUND			20,000,000

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1598 FIXED CAPITAL OUTLAY			
DEBT SERVICE - SAVE OUR EVERGLADES BONDS FROM SAVE OUR EVERGLADES TRUST FUND			22,885,817
Funds provided in Specific Appropriation 1598 are for Fiscal Year 2013-2014 debt service on bonds authorized pursuant to section 215.619, Florida Statutes, including any other continuing payments necessary or incidental to the repayment of the bonds, such as remarketing agent fees, tender agent fees, liquidity facility provider fees and similar fees and expenses. These funds may be used to refinance any or all series if it is in the best interest of the state as determined by the Division of Bond Finance. If the debt service varies as a result of a change in the interest rate, timing of issuance, or other circumstances, there is hereby appropriated from the Save Our Everglades Trust Fund an amount sufficient to pay such debt service.			
1599 GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY			
AID TO WATER MANAGEMENT DISTRICTS-LAND ACQUISITION			
FROM WATER MANAGEMENT LANDS TRUST FUND			18,863,535
1600 GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY			
EVERGLADES RESTORATION			
FROM SAVE OUR EVERGLADES TRUST FUND			70,000,000
Funds in Specific Appropriation 1600 are provided for the design, engineering and construction of the Comprehensive Everglades Restoration Plan, the Lake Okeechobee Protection Plan, the Caloosahatchee and St. Lucie River Watershed Protection Plan components, water quality studies necessary for the implementation of the Comprehensive Everglades Restoration Plan, and water quality enhancement projects identified in the state's long-term plan.			
From the funds in Specific Appropriation 1600, \$3,000,000 is provided to the Department of Agriculture and Consumer Services for implementation of agricultural nonpoint source controls in the Okeechobee, Caloosahatchee, and St. Lucie River watersheds.			
TOTAL: WATER POLICY AND ECOSYSTEMS RESTORATION			
FROM GENERAL REVENUE FUND	620,087		
FROM TRUST FUNDS		136,329,221	
TOTAL POSITIONS	23.00		
TOTAL ALL FUNDS			136,949,308
PROGRAM: ENVIRONMENTAL ASSESSMENT AND RESTORATION			
WATER SCIENCE AND LABORATORY SERVICES			
APPROVED SALARY RATE	8,000,638		
1601 SALARIES AND BENEFITS POSITIONS	180.00		
FROM GENERAL REVENUE FUND	663,869		
FROM ENVIRONMENTAL LABORATORY TRUST FUND		4,933,800	
FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND		362,798	
FROM FEDERAL GRANTS TRUST FUND		2,569,195	
FROM LAND ACQUISITION TRUST FUND		64,587	
FROM WATER QUALITY ASSURANCE TRUST FUND		2,125,510	
1602 OTHER PERSONAL SERVICES			
FROM ENVIRONMENTAL LABORATORY TRUST FUND		185,969	
FROM WATER QUALITY ASSURANCE TRUST FUND		70,950	
1603 EXPENSES			
FROM GENERAL REVENUE FUND	25,646		
FROM ENVIRONMENTAL LABORATORY TRUST FUND			1,467,859

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	FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND	147,362
	FROM FEDERAL GRANTS TRUST FUND	254,900
	FROM WATER QUALITY ASSURANCE TRUST FUND	243,895
1604	OPERATING CAPITAL OUTLAY FROM ENVIRONMENTAL LABORATORY TRUST FUND	198,800
1605	SPECIAL CATEGORIES GROUND WATER QUALITY MONITORING NETWORK FROM ENVIRONMENTAL LABORATORY TRUST FUND	125,000
	FROM WATER QUALITY ASSURANCE TRUST FUND	1,797,507
1606	SPECIAL CATEGORIES WATER MANAGEMENT DISTRICTS LABORATORY SUPPORT FROM ENVIRONMENTAL LABORATORY TRUST FUND	176,425
1607	SPECIAL CATEGORIES EVERGLADES LAB SUPPORT FROM ENVIRONMENTAL LABORATORY TRUST FUND	469,471
1608	SPECIAL CATEGORIES WATER QUALITY MANAGEMENT/PLANNING GRANTS FROM FEDERAL GRANTS TRUST FUND	1,642,676
1609	SPECIAL CATEGORIES LABORATORY SERVICES FROM FEDERAL GRANTS TRUST FUND	250,000
1610	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ENVIRONMENTAL LABORATORY TRUST FUND	446,559
1611	SPECIAL CATEGORIES HAZARDOUS WASTE CLEANUP FROM ENVIRONMENTAL LABORATORY TRUST FUND	312,710
1612	SPECIAL CATEGORIES MARINE RESEARCH GRANTS FROM FEDERAL GRANTS TRUST FUND	168,000
1613	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND	62,983
1614	SPECIAL CATEGORIES U.S. GEOLOGIC SURVEY COOPERATIVE AGREEMENT FROM WATER QUALITY ASSURANCE TRUST FUND	214,897
1615	SPECIAL CATEGORIES TRANSFER TO INSTITUTE OF FOOD AND AGRICULTURE SCIENCES (IFAS) - LAKEWATCH FROM INTERNAL IMPROVEMENT TRUST FUND	350,000
1616	SPECIAL CATEGORIES TOTAL MAXIMUM DAILY LOADS SPRINGS ENVIRONMENTAL MONITORING FROM GENERAL REVENUE FUND	1,700,000
1617	SPECIAL CATEGORIES STATEWIDE NUMERIC NUTRIENT CRITERIA MONITORING NETWORK FROM GENERAL REVENUE FUND	1,640,679

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1618	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	8,080	
	FROM ENVIRONMENTAL LABORATORY TRUST FUND		31,966
	FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND		1,697
	FROM FEDERAL GRANTS TRUST FUND		14,310
	FROM LAND ACQUISITION TRUST FUND		1,426
	FROM WATER QUALITY ASSURANCE TRUST FUND		12,028
1619	FIXED CAPITAL OUTLAY TOTAL MAXIMUM DAILY LOADS FROM LAND ACQUISITION TRUST FUND		9,385,000
1620	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AID - NON-POINT SOURCE (NPS) MANAGEMENT PLANNING GRANTS FROM FEDERAL GRANTS TRUST FUND		10,000,000
	FROM WATER QUALITY ASSURANCE TRUST FUND		2,400,000
TOTAL:	WATER SCIENCE AND LABORATORY SERVICES FROM GENERAL REVENUE FUND	4,038,274	
	FROM TRUST FUNDS		40,488,280
	TOTAL POSITIONS	180.00	
	TOTAL ALL FUNDS		44,526,554
PROGRAM: WATER RESOURCE MANAGEMENT			
BEACH MANAGEMENT			
	APPROVED SALARY RATE	2,835,399	
1621	SALARIES AND BENEFITS POSITIONS FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND	62.00	3,027,491
	FROM PERMIT FEE TRUST FUND		667,098
1622	OTHER PERSONAL SERVICES FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND		237,457
1623	EXPENSES FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND		291,811
	FROM PERMIT FEE TRUST FUND		307,101
1624	OPERATING CAPITAL OUTLAY FROM PERMIT FEE TRUST FUND		4,597
1625	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	2,645	
	FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND		20,839
	FROM PERMIT FEE TRUST FUND		2,456
1626	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY BEACH PROJECTS - STATEWIDE FROM GENERAL REVENUE FUND	23,000,000	
	FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND		12,652,992

Funds in Specific Appropriation 1626 are provided to fund the Department of Environmental Protection's Beach Management Funding Assistance Program (BMFAP) for the Fiscal Year 2013-2014 to be used as follows:

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Funds shall be provided for those Congressionally-authorized beach nourishment projects eligible for significant federal cost-sharing, specifically those experiencing storm damages from Hurricane Sandy and Tropical Storm Debby that have been determined to be eligible for 100 percent federal rehabilitation assistance funding for sand losses. Those projects include only: North/South Reaches-Brevard County Shore Protection Project, Ft. Pierce Shore Protection Project, Martin County Shore Protection Project, Jupiter/Carlin Segment-Palm Beach County Shore Protection Project, Delray Beach Shore Protection Project, North Boca Raton Shore Protection Project, and Segment II-Broward County Shore Protection Project, Treasure Island Segment-Pinellas County Shore Protection Project, Gasparilla Island-Lee County Shore Protection Project, Captiva/Sanibel Island Beach Nourishment, and Anna Maria Island-Manatee County Shore Protection Project. Total project costs and federal/non-federal cost-shares have been determined by the U.S. Army Corps of Engineers as part of favorable Project Implementation Reports (PIR). State matching dollars shall be used only for construction of the full project construction profile and monitoring.

Funds shall also be provided for federally-authorized beach projects included in the department's BMFAP that maximize federal funds and address storm damages. These projects include only: Venice Beach Segment-Sarasota County Shore Protection Project, Ocean Ridge Segment-Palm Beach County Shore Protection Project, and Long Key Segment-Pinellas County Shore Protection Project.

The funding provided for those projects reflects the ranking of local government funding requests and the department's Fiscal Year 2013-2014 project priority list; however, it also takes into account recent storm damages and storm impacts on project designs and costs. To address similar future situations, the department should ensure that storm damage impacts are captured in annual project rankings and consider how existing statutory ranking criteria addressing severity of erosion and threats to upland development are defined and measured, either by amending Rule 62B-36, Florida Administrative Code, or suggesting amendments to Chapter 161, Florida Statutes. The department's recommendations shall be provided to the President of the Senate and the Speaker of the House of Representatives no later than January 1, 2014.

Funding for post-construction project monitoring shall not exceed 50 percent of the department's request.

In accordance with section 162.143(5)(a), Florida Statutes, \$2,272,800 of the funds appropriated shall be provided to fund the three highest ranked inlet projects included in the BMFAP. In addition, the department may use up to \$300,000 for regional sand source management.

Funds shall also be provided for non-federal beach nourishment and dune restoration projects damaged by Hurricane Sandy, as an alternative to FEMA funding, with a 50 percent local cost share. These projects include only: Mid-Reach and South County beaches/dunes in Brevard County; Wabasso/Sector III and Sebastian dune repair in Indian River County; South St. Lucie Dune Restoration in St. Lucie County; Jupiter Island Beach Nourishment and Bathub Beach restoration in Martin County; Singer Island dune project, Coral Cove Dune Nourishment, Town of Palm Beach's Mid-Town and Phipps Ocean Park projects, and Boca Raton Beach Nourishment in Palm Beach County; and Deerfield Beach, Hillsboro and Hollywood beach nourishment projects in Broward County.

TOTAL: BEACH MANAGEMENT			
	FROM GENERAL REVENUE FUND	23,002,645	
	FROM TRUST FUNDS		17,211,842
	TOTAL POSITIONS	62.00	
	TOTAL ALL FUNDS		40,214,487
WATER RESOURCE MANAGEMENT			
	APPROVED SALARY RATE	9,684,249	
1627	SALARIES AND BENEFITS POSITIONS	197.00	
	FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND		240,202
	FROM FEDERAL GRANTS TRUST FUND		6,409,713
	FROM LAND ACQUISITION TRUST FUND		427,765
	FROM MINERALS TRUST FUND		2,044,403

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	FROM NON-MANDATORY LAND RECLAMATION TRUST FUND		1,222,564
	FROM PERMIT FEE TRUST FUND		1,582,627
	FROM WATER QUALITY ASSURANCE TRUST FUND		1,397,704
1628	OTHER PERSONAL SERVICES		
	FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND		310,511
	FROM LAND ACQUISITION TRUST FUND		40,000
	FROM MINERALS TRUST FUND		84,045
	FROM NON-MANDATORY LAND RECLAMATION TRUST FUND		59,938
	FROM WATER QUALITY ASSURANCE TRUST FUND		159,777
1629	EXPENSES		
	FROM FEDERAL GRANTS TRUST FUND		725,518
	FROM LAND ACQUISITION TRUST FUND		93,060
	FROM NON-MANDATORY LAND RECLAMATION TRUST FUND		494,233
	FROM PERMIT FEE TRUST FUND		463,870
	FROM WATER QUALITY ASSURANCE TRUST FUND		209,928
1630	OPERATING CAPITAL OUTLAY		
	FROM MINERALS TRUST FUND		1,132
	FROM NON-MANDATORY LAND RECLAMATION TRUST FUND		40,125
1631	SPECIAL CATEGORIES		
	WATER QUALITY MANAGEMENT/PLANNING GRANTS FROM FEDERAL GRANTS TRUST FUND		1,986,857
1632	SPECIAL CATEGORIES		
	NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PROGRAM		
	FROM PERMIT FEE TRUST FUND		900,293
1633	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM MINERALS TRUST FUND		20,000
1634	SPECIAL CATEGORIES		
	HAZARDOUS WASTE CLEANUP		
	FROM WATER QUALITY ASSURANCE TRUST FUND		1,979,253
1635	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	47,108	
	FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND		23,469
	FROM NON-MANDATORY LAND RECLAMATION TRUST FUND		21,259
1636	SPECIAL CATEGORIES		
	HABITAT RESTORATION		
	FROM NON-MANDATORY LAND RECLAMATION TRUST FUND		200,000
1637	SPECIAL CATEGORIES		
	UNDERGROUND STORAGE TANK CLEANUP		
	FROM INLAND PROTECTION TRUST FUND		76,578
1638	SPECIAL CATEGORIES		
	WATER WELL CLEANUP		
	FROM WATER QUALITY ASSURANCE TRUST FUND		969,350
1639	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	10,125	
	FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND		2,017
	FROM FEDERAL GRANTS TRUST FUND		23,967

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FROM LAND ACQUISITION TRUST FUND . . .	2,124
FROM MINERALS TRUST FUND	13,682
FROM NON-MANDATORY LAND RECLAMATION TRUST FUND	7,876
FROM PERMIT FEE TRUST FUND	8,070
FROM WATER QUALITY ASSURANCE TRUST FUND	8,412
1640 SPECIAL CATEGORIES WETLANDS PROTECTION FROM FEDERAL GRANTS TRUST FUND	284,459
1640A FIXED CAPITAL OUTLAY NON-MANDATORY LAND RECLAMATION PROJECTS FROM NON-MANDATORY LAND RECLAMATION TRUST FUND	3,000,000
1640B GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - WATER PROJECTS FROM GENERAL REVENUE FUND	48,284,168

Nonrecurring funds in Specific Appropriation 1640B from the General Revenue Fund shall be used for the following water projects:

JW Corbett Levee System.....	1,000,000
Glades Utility Authority Water Infrastructure Improvements	1,000,000
Indian River Lagoon.....	2,000,000
Bonita Springs Silt Removal - Imperial River and Oak Creek..	250,000
Cape Coral/Fort Myers Regional Reclaimed Water River Crossing	900,000
Caloosa Water PAVT.....	2,000,000
Gainesville Tumbling Creek.....	625,000
Miami Gardens NW 170 Street Stormwater Drainage Project.....	200,000
Miami Gardens NW 195 Street Stormwater Drainage Project.....	100,000
Miami Gardens Vista Verde Stormwater Drainage Project.....	250,000
Miami Gardens Neighborhood Stormwater Swale Re-grading Project NW 172 Terrace.....	10,000
Cutler Bay Stormwater.....	400,000
Port LaBelle System.....	500,000
Homestead Race Track Inline Booster Pumps.....	195,000
Riviera Beach Avenue O Stormwater Extensions.....	212,500
Riviera West 18th-22nd Street Stormwater.....	375,000
Riviera Beach West 6th Street Improvements.....	325,000
Lake Worth Lagoon North Palm Beach Living Shorelines.....	200,000
Lake Worth Lagoon Monastery Artificial Reef MacArthur State Park Islands.....	300,000
Lake Worth Lagoon Lake Park Seagrass Restoration.....	250,000
Lake Worth Lagoon Monitoring and Administration.....	200,000
Kings Bay - Dixie County.....	100,000
Apalachicola River Flow Assessment.....	3,000,000
Sarasota County Phillippi Creek.....	500,000
West Miami Stormwater Improvements.....	500,000
Southwest 157 Avenue Canal - Miami-Dade.....	1,200,000
Hardee County Regional Wastewater Service Improvements....	785,000
Glades County Wastewater Improvements.....	650,000
Moore Haven Stormwater Improvements.....	250,000
DeSoto County Lettuce Lake/Oak Haven MH Park Utility MCL Water Supply Improvement Project.....	90,000
Miami Lakes Stormwater Improvements.....	300,000
Opa-locka Sewer Lift Station Rehabilitation.....	390,000
Frostproof Water Storage Tank at Main Water Plant.....	500,000
Frostproof New Generators for Main Water Plant Well.....	300,000
Okeechobee Stormwater Retrofit.....	250,000
Marion County Wastewater Treatment.....	600,000
Belleview Wastewater Expansion.....	1,000,000
Umatilla Sewer System.....	1,500,000
Fort Orange Cambridge Canal Stormwater Improvements.....	250,000
Tampa Met West Ditch Storm Flow Improvements.....	250,000
Zephyrhills Reclaimed Water Extension.....	500,000
Surfside Emergency Seawall Repairs.....	75,000
South Miami Dorn Avenue Drainage Improvements.....	120,000
Village of Biscayne Park Drainage Projects.....	75,000
Chipley Drinking Water and Wastewater Planning.....	400,000
Walton County Coastal Dune Lakes Environmental Assessment...	500,000
Walton County Wastewater Treatment Facility at Mossy Head...	3,000,000
Monticello Water System.....	918,636
Loxahatchee River Preservation Initiative.....	1,379,000

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

Danforth Creek Stormwater Retrofit.....	3,000,000
Sunrise Twin Lakes Sub-Basin Drainage Improvements.....	250,000
Bushnell C470/C475 Waterline and Master Plan.....	1,234,032
Lacoochee/Trilby Water System Improvements.....	500,000
Lauderdale Lakes Flood Mitigation.....	500,000
Fort Lauderdale - Seven Isles Seawall Imp/Elevation Proj #1.	100,000
Judge Farms Stormwater Improvement.....	250,000
Lakeland Skyview Utilities Water and Wastewater System Improvements.....	500,000
Oakland Wastewater System.....	750,000
Ormond Beach - NC Park Lake Interconnects.....	125,000
St. Johns River Restoration and Economic Impact Study.....	10,400,000
1641 GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AID - NON-POINT SOURCE (NPS) MANAGEMENT PLANNING GRANTS FROM FEDERAL GRANTS TRUST FUND	2,000,000
1642 GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY DRINKING WATER FACILITY CONSTRUCTION - STATE REVOLVING LOAN FROM GENERAL REVENUE FUND	3,160,100
FROM DRINKING WATER REVOLVING LOAN TRUST FUND	69,768,058
1643 GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY WASTEWATER TREATMENT FACILITY CONSTRUCTION FROM GENERAL REVENUE FUND	9,327,640
FROM WASTEWATER TREATMENT AND STORMWATER MANAGEMENT REVOLVING LOAN TRUST FUND	133,385,630
1644 GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY SMALL COUNTY WASTEWATER TREATMENT GRANTS FROM FEDERAL GRANTS TRUST FUND	23,301,810
TOTAL: WATER RESOURCE MANAGEMENT FROM GENERAL REVENUE FUND	60,829,141
FROM TRUST FUNDS	253,990,279
TOTAL POSITIONS	197.00
TOTAL ALL FUNDS	314,819,420
PROGRAM: WASTE MANAGEMENT	
WASTE MANAGEMENT	
APPROVED SALARY RATE	9,531,236
1645 SALARIES AND BENEFITS POSITIONS	205.00
FROM INLAND PROTECTION TRUST FUND	5,070,077
FROM FEDERAL GRANTS TRUST FUND	2,119,058
FROM SOLID WASTE MANAGEMENT TRUST FUND	2,206,420
FROM WATER QUALITY ASSURANCE TRUST FUND	3,809,472
1646 OTHER PERSONAL SERVICES FROM INLAND PROTECTION TRUST FUND	23,780
FROM FEDERAL GRANTS TRUST FUND	266,193
FROM SOLID WASTE MANAGEMENT TRUST FUND	142,552
FROM WATER QUALITY ASSURANCE TRUST FUND	12,000
1647 EXPENSES FROM INLAND PROTECTION TRUST FUND	588,315
FROM FEDERAL GRANTS TRUST FUND	310,546
FROM SOLID WASTE MANAGEMENT TRUST FUND	277,094
FROM WATER QUALITY ASSURANCE TRUST FUND	380,921

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1648	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - SOUTHERN WASTE INFORMATION EXCHANGE CLEARING HOUSE FROM SOLID WASTE MANAGEMENT TRUST FUND	300,000
1649	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - LOCAL HAZARDOUS WASTE COLLECTION FROM WATER QUALITY ASSURANCE TRUST FUND	509,994
1650	OPERATING CAPITAL OUTLAY FROM INLAND PROTECTION TRUST FUND . FROM SOLID WASTE MANAGEMENT TRUST FUND FROM WATER QUALITY ASSURANCE TRUST FUND	9,929 44,094 11,023
1651	SPECIAL CATEGORIES STORAGE TANK COMPLIANCE VERIFICATION FROM INLAND PROTECTION TRUST FUND .	5,900,000
1652	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF HEALTH FOR BIOMEDICAL WASTE REGULATION FROM SOLID WASTE MANAGEMENT TRUST FUND	880,000
1653	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INLAND PROTECTION TRUST FUND . FROM FEDERAL GRANTS TRUST FUND . . . FROM SOLID WASTE MANAGEMENT TRUST FUND FROM WATER QUALITY ASSURANCE TRUST FUND	109,045 4,200 102,500 62,100
1654	SPECIAL CATEGORIES FEDERAL WASTE PLANNING GRANTS FROM FEDERAL GRANTS TRUST FUND . . .	954,153
1655	SPECIAL CATEGORIES HAZARDOUS WASTE CLEANUP FROM WATER QUALITY ASSURANCE TRUST FUND	1,907,327
1656	SPECIAL CATEGORIES HAZARDOUS WASTE SITES RESTORATION FROM FEDERAL GRANTS TRUST FUND . . .	1,999,847
1657	SPECIAL CATEGORIES HAZARDOUS WASTE COMPLIANCE ASSISTANCE AND EDUCATION FROM SOLID WASTE MANAGEMENT TRUST FUND	100,000
1658	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES - MOSQUITO CONTROL PROGRAM FROM SOLID WASTE MANAGEMENT TRUST FUND	2,160,000
1659	SPECIAL CATEGORIES DRYCLEANING CONTAMINATION CLEANUP FROM WATER QUALITY ASSURANCE TRUST FUND	90,000
1660	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INLAND PROTECTION TRUST FUND . FROM SOLID WASTE MANAGEMENT TRUST FUND FROM WATER QUALITY ASSURANCE TRUST FUND	22,758 15,449 22,449

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1661	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF REVENUE - ADMINISTRATION OF LEAD ACID BATTERY FEE FROM WATER QUALITY ASSURANCE TRUST FUND	231,092
1662	SPECIAL CATEGORIES TRANSFER TO UNIVERSITY OF FLORIDA - RESEARCH AND TESTING FROM SOLID WASTE MANAGEMENT TRUST FUND	700,000
1663	SPECIAL CATEGORIES UNDERGROUND STORAGE TANK CLEANUP FROM INLAND PROTECTION TRUST FUND . FROM FEDERAL GRANTS TRUST FUND . . .	5,791,312 3,092,467
1664	SPECIAL CATEGORIES LOCAL GOVERNMENT CLEANUP CONTRACTING FROM INLAND PROTECTION TRUST FUND .	7,000,000
1665	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INLAND PROTECTION TRUST FUND . FROM FEDERAL GRANTS TRUST FUND . . . FROM SOLID WASTE MANAGEMENT TRUST FUND FROM WATER QUALITY ASSURANCE TRUST FUND	32,140 11,461 11,492 22,593
1665A	FIXED CAPITAL OUTLAY QUALIFIED EXPENDITURE CATEGORY PETROLEUM TANKS CLEANUP - PREAPPROVALS FROM INLAND PROTECTION TRUST FUND .	135,000,000
1666	FIXED CAPITAL OUTLAY DRY CLEANING SOLVENT CONTAMINATED SITE CLEANUP FROM WATER QUALITY ASSURANCE TRUST FUND	5,000,000
1667	FIXED CAPITAL OUTLAY CLEANUP OF STATE OWNED LANDS FROM INLAND PROTECTION TRUST FUND .	1,000,000
1669	FIXED CAPITAL OUTLAY HAZARDOUS WASTE CONTAMINATED SITE CLEANUP FROM WATER QUALITY ASSURANCE TRUST FUND	4,000,000
1670	FIXED CAPITAL OUTLAY DEBT SERVICE - INLAND PROTECTION FINANCING CORPORATION FROM INLAND PROTECTION TRUST FUND .	9,787,766
	Funds in Specific Appropriation 1670 are for Fiscal Year 2013-2014 debt service on bonds pursuant to Specific Appropriation 1733, Chapter 2009-81, Laws of Florida, and any administrative expenses of the Inland Protection Financing Corporation for the purpose of rehabilitation of petroleum contamination sites pursuant to sections 376.30 through 376.317, Florida Statutes.	
1671	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY SOLID WASTE MANAGEMENT FROM SOLID WASTE MANAGEMENT TRUST FUND	2,400,000

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

TOTAL: WASTE MANAGEMENT		
FROM TRUST FUNDS		204,491,619
TOTAL POSITIONS	205.00	
TOTAL ALL FUNDS		204,491,619

PROGRAM: RECREATION AND PARKS

STATE PARK OPERATIONS

APPROVED SALARY RATE	34,818,044	
1672 SALARIES AND BENEFITS POSITIONS	1,058.50	
FROM CONSERVATION AND RECREATION		
LANDS TRUST FUND		1,194,725
FROM STATE PARK TRUST FUND		46,370,562
1672A OTHER PERSONAL SERVICES		
FROM STATE PARK TRUST FUND		4,079,808
1672B EXPENSES		
FROM CONSERVATION AND RECREATION		
LANDS TRUST FUND		84,550
FROM STATE PARK TRUST FUND		12,931,355
1672C OPERATING CAPITAL OUTLAY		
FROM STATE PARK TRUST FUND		82,673
1673 SPECIAL CATEGORIES		
ACQUISITION OF MOTOR VEHICLES		
FROM STATE PARK TRUST FUND		160,000

From the funds provided in Specific Appropriation 1673, the Department of Environmental Protection may purchase one or more motor vehicles for replacement when the mileage of a vehicle is in excess of 150,000 miles unless it is determined by the agency secretary that the vehicle replacement is a critical safety issue, or based on emergency unforeseen circumstances as provided for in section 287.14(3), Florida Statutes.

1674 SPECIAL CATEGORIES		
DISTRIBUTION OF SURCHARGE FEES		
FROM STATE PARK TRUST FUND		700,000
1675 SPECIAL CATEGORIES		
DISBURSE DONATIONS		
FROM GRANTS AND DONATIONS TRUST		
FUND		200,000
FROM STATE PARK TRUST FUND		250,000
1675A SPECIAL CATEGORIES		
LAND MANAGEMENT		
FROM CONSERVATION AND RECREATION		
LANDS TRUST FUND		1,529,552
1676 SPECIAL CATEGORIES		
STATE PARK OPERATIONS		
FROM STATE PARK TRUST FUND		946,602
1677 SPECIAL CATEGORIES		
AMERICORPS PROGRAM		
FROM FEDERAL GRANTS TRUST FUND		600,000
1678 SPECIAL CATEGORIES		
OUTSOURCING/PRIVATIZATION		
FROM STATE PARK TRUST FUND		5,056,726
1678A SPECIAL CATEGORIES		
MANAGEMENT OF WATER CONTROL STRUCTURES		
FROM STATE PARK TRUST FUND		150,000
1678B SPECIAL CATEGORIES		
CONTROL OF INVASIVE EXOTICS		
FROM STATE PARK TRUST FUND		287,996
1678C SPECIAL CATEGORIES		
PURCHASES FOR RESALE		
FROM STATE PARK TRUST FUND		290,756

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1679 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM CONSERVATION AND RECREATION		
LANDS TRUST FUND		719,673
FROM LAND ACQUISITION TRUST FUND		48,621
FROM STATE PARK TRUST FUND		3,090,545

1679A SPECIAL CATEGORIES		
GREENWAYS CARL MANAGEMENT FUNDING		
FROM CONSERVATION AND RECREATION		
LANDS TRUST FUND		2,179,609

1680 SPECIAL CATEGORIES		
LAND USE PROCEEDS DISBURSEMENTS		
FROM STATE PARK TRUST FUND		175,000

1681 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT		
SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM CONSERVATION AND RECREATION		
LANDS TRUST FUND		10,750
FROM STATE PARK TRUST FUND		425,235

1681A SPECIAL CATEGORIES		
TRANSFER TO SAVE OUR EVERGLADES TRUST FUND		
FROM LAND ACQUISITION TRUST FUND		18,000,000

1681B SPECIAL CATEGORIES		
TRANSFER TO FLORIDA FOREVER TRUST FUND		
FROM LAND ACQUISITION TRUST FUND		10,000,000

1682 FIXED CAPITAL OUTLAY		
STATE PARK FACILITY IMPROVEMENTS		
FROM CONSERVATION AND RECREATION		
LANDS TRUST FUND		15,000,000

1682A FIXED CAPITAL OUTLAY		
SILVER RIVER PARK DEVELOPMENT		
FROM LAND ACQUISITION TRUST FUND		450,000

1683 FIXED CAPITAL OUTLAY		
REMOVE ACCESSIBILITY BARRIERS - STATEWIDE		
FROM CONSERVATION AND RECREATION		
LANDS TRUST FUND		1,000,000
FROM LAND ACQUISITION TRUST FUND		3,000,000

1684 FIXED CAPITAL OUTLAY		
GRANTS AND DONATIONS SPENDING AUTHORITY		
FROM FEDERAL GRANTS TRUST FUND		4,000,000
FROM GRANTS AND DONATIONS TRUST		
FUND		2,000,000

1685 GRANTS AND AIDS TO LOCAL GOVERNMENTS AND		
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY		
FEDERAL LAND AND WATER CONSERVATION FUND		
GRANTS		
FROM FEDERAL GRANTS TRUST FUND		3,000,000

1685A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND		
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY		
LIBERTY COUNTY - HOSFORD LOCAL PARK		
FROM GENERAL REVENUE FUND	400,000	

1686 GRANTS AND AIDS TO LOCAL GOVERNMENTS AND		
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY		
NATIONAL RECREATIONAL TRAIL GRANTS		
FROM FEDERAL GRANTS TRUST FUND		3,500,000

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

TOTAL: STATE PARK OPERATIONS			
FROM GENERAL REVENUE FUND	400,000		
FROM TRUST FUNDS		141,514,738	
TOTAL POSITIONS	1,058.50		
TOTAL ALL FUNDS		141,914,738	
COASTAL AND AQUATIC MANAGED AREAS			
APPROVED SALARY RATE	4,098,630		
1687 SALARIES AND BENEFITS POSITIONS	88.00		
FROM GENERAL REVENUE FUND	66,965		
FROM CONSERVATION AND RECREATION			
LANDS TRUST FUND		360,304	
FROM FEDERAL GRANTS TRUST FUND		2,007,382	
FROM LAND ACQUISITION TRUST FUND		2,452,669	
1688 OTHER PERSONAL SERVICES			
FROM CONSERVATION AND RECREATION			
LANDS TRUST FUND		176,608	
FROM LAND ACQUISITION TRUST FUND		333,926	
1689 EXPENSES			
FROM GENERAL REVENUE FUND	5,000		
FROM CONSERVATION AND RECREATION			
LANDS TRUST FUND		184,858	
FROM LAND ACQUISITION TRUST FUND		533,070	
1690 OPERATING CAPITAL OUTLAY			
FROM CONSERVATION AND RECREATION			
LANDS TRUST FUND		9,292	
FROM LAND ACQUISITION TRUST FUND		100	
1691 SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM GENERAL REVENUE FUND	635,976		
FROM FEDERAL GRANTS TRUST FUND		141,135	
From the funds provided in Specific Appropriation 1691, the Department of Environmental Protection may purchase one or more motor vehicles for replacement when the mileage of a vehicle is in excess of 150,000 miles unless it is determined by the agency secretary that the vehicle replacement is a critical safety issue, or based on emergency unforeseen circumstances as provided for in section 287.14(3), Florida Statutes.			
1692 SPECIAL CATEGORIES			
SUBMERGED RESOURCE DAMAGED RESTORATIONS			
FROM ECOSYSTEM MANAGEMENT AND RESTORATION TRUST FUND		57,834	
1693 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM CONSERVATION AND RECREATION			
LANDS TRUST FUND		50,000	
FROM LAND ACQUISITION TRUST FUND		53,493	
1694 SPECIAL CATEGORIES			
MARINE RESEARCH GRANTS			
FROM FEDERAL GRANTS TRUST FUND		4,542,880	
FROM GRANTS AND DONATIONS TRUST FUND		620,673	
FROM LAND ACQUISITION TRUST FUND		303,389	
1695 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM CONSERVATION AND RECREATION			
LANDS TRUST FUND		278,752	
FROM FEDERAL GRANTS TRUST FUND		2,214	
FROM LAND ACQUISITION TRUST FUND		144,869	
1696 SPECIAL CATEGORIES			
COASTAL AND AQUATIC MANAGED AREAS (CAMA) - CARL MANAGEMENT FUNDS			
FROM CONSERVATION AND RECREATION			
LANDS TRUST FUND		243,082	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1697 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND		354	
FROM CONSERVATION AND RECREATION			
LANDS TRUST FUND			3,199
FROM FEDERAL GRANTS TRUST FUND			10,387
FROM GRANTS AND DONATIONS TRUST FUND			590
FROM LAND ACQUISITION TRUST FUND			25,087
1698 FIXED CAPITAL OUTLAY			
MAINTENANCE, REPAIRS AND CONSTRUCTION - STATEWIDE			
FROM LAND ACQUISITION TRUST FUND			450,000
1698A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY			
GRANTS AND AIDS - FRESHWATER AQUATIC HABITAT ENHANCEMENT AND RESTORATION			
FROM FEDERAL GRANTS TRUST FUND			684,800
TOTAL: COASTAL AND AQUATIC MANAGED AREAS			
FROM GENERAL REVENUE FUND	708,295		
FROM TRUST FUNDS		13,670,593	
TOTAL POSITIONS	88.00		
TOTAL ALL FUNDS		14,378,888	
PROGRAM: AIR RESOURCES MANAGEMENT			
UTILITIES SITING AND COORDINATION			
APPROVED SALARY RATE		285,243	
1699 SALARIES AND BENEFITS POSITIONS			
FROM PERMIT FEE TRUST FUND	6.00		378,754
1700 EXPENSES			
FROM PERMIT FEE TRUST FUND			48,246
1701 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM PERMIT FEE TRUST FUND			136
1702 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM PERMIT FEE TRUST FUND			942
1703 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
FROM PERMIT FEE TRUST FUND			2,268
TOTAL: UTILITIES SITING AND COORDINATION			
FROM TRUST FUNDS			430,346
TOTAL POSITIONS	6.00		
TOTAL ALL FUNDS			430,346
AIR RESOURCES MANAGEMENT			
APPROVED SALARY RATE		3,337,955	
1704 SALARIES AND BENEFITS POSITIONS			
FROM AIR POLLUTION CONTROL TRUST FUND	61.00		4,556,275
1705 OTHER PERSONAL SERVICES			
FROM AIR POLLUTION CONTROL TRUST FUND			4,858,784
1706 EXPENSES			
FROM AIR POLLUTION CONTROL TRUST FUND			879,050

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1707	OPERATING CAPITAL OUTLAY FROM AIR POLLUTION CONTROL TRUST FUND			387,680
1708	SPECIAL CATEGORIES DISTRIBUTION TO COUNTIES - MOTOR VEHICLE REGISTRATION PROCEEDS FROM AIR POLLUTION CONTROL TRUST FUND			7,325,936
1709	SPECIAL CATEGORIES ASBESTOS REMOVAL PROGRAM FEES FROM AIR POLLUTION CONTROL TRUST FUND			150,000
1710	SPECIAL CATEGORIES CONTRACTED SERVICES FROM AIR POLLUTION CONTROL TRUST FUND			22,000
1711	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM AIR POLLUTION CONTROL TRUST FUND			13,699
1712	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM AIR POLLUTION CONTROL TRUST FUND			26,343
TOTAL:	AIR RESOURCES MANAGEMENT FROM TRUST FUNDS			18,219,767
	TOTAL POSITIONS	61.00		
	TOTAL ALL FUNDS			18,219,767
TOTAL:	ENVIRONMENTAL PROTECTION, DEPARTMENT OF FROM GENERAL REVENUE FUND	102,201,761		
	FROM TRUST FUNDS		1,203,863,341	
	TOTAL POSITIONS	3,114.00		
	TOTAL ALL FUNDS		1,306,065,102	
	TOTAL APPROVED SALARY RATE	131,427,015		
FISH AND WILDLIFE CONSERVATION COMMISSION				
PROGRAM: EXECUTIVE DIRECTION AND ADMINISTRATIVE SERVICES				
OFFICE OF EXECUTIVE DIRECTION AND ADMINISTRATIVE SUPPORT SERVICES				
	APPROVED SALARY RATE	9,311,619		
1713	SALARIES AND BENEFITS POSITIONS	215.50		
	FROM ADMINISTRATIVE TRUST FUND		10,241,886	
	FROM MARINE RESOURCES CONSERVATION TRUST FUND		839,093	
	FROM NON-GAME WILDLIFE TRUST FUND		163,900	
	FROM STATE GAME TRUST FUND		1,113,334	
	FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND		405,864	
1714	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND		220,000	
	FROM MARINE RESOURCES CONSERVATION TRUST FUND		18,171	
	FROM STATE GAME TRUST FUND		75,533	
1715	EXPENSES FROM ADMINISTRATIVE TRUST FUND		1,182,359	
	FROM MARINE RESOURCES CONSERVATION TRUST FUND		600,000	
	FROM NON-GAME WILDLIFE TRUST FUND		17,062	
	FROM STATE GAME TRUST FUND		432,492	

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	FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND			121
1716	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND			75,057
	FROM MARINE RESOURCES CONSERVATION TRUST FUND			4,704
	FROM STATE GAME TRUST FUND			16,557
1717	SPECIAL CATEGORIES ENHANCED WILDLIFE MANAGEMENT FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND			491,324
1718	SPECIAL CATEGORIES NON-CARL WILDLIFE MANAGEMENT FROM STATE GAME TRUST FUND			123,205
1719	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM ADMINISTRATIVE TRUST FUND			2,999
1720	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND			441,509
	FROM MARINE RESOURCES CONSERVATION TRUST FUND			234,514
	FROM NON-GAME WILDLIFE TRUST FUND			1,945
	FROM STATE GAME TRUST FUND			2,040,864
1721	SPECIAL CATEGORIES PAYMENT OF REWARDS FROM ADMINISTRATIVE TRUST FUND			5,000
1722	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND			80,576
	FROM MARINE RESOURCES CONSERVATION TRUST FUND			7,823
	FROM STATE GAME TRUST FUND			38,353
	FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND			2,817
1723	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM ADMINISTRATIVE TRUST FUND			6,828
1724	SPECIAL CATEGORIES INFORMATION TECHNOLOGY SERVICES - FISH AND WILDLIFE CONSERVATION COMMISSION FROM ADMINISTRATIVE TRUST FUND			1,800,713
1725	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND			69,255
	FROM MARINE RESOURCES CONSERVATION TRUST FUND			7,341
	FROM NON-GAME WILDLIFE TRUST FUND			1,087
	FROM STATE GAME TRUST FUND			3,371
	FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND			2,530
1726	SPECIAL CATEGORIES CONTRACT AND GRANT REIMBURSED ACTIVITIES FROM ADMINISTRATIVE TRUST FUND			1,000,000
	FROM FEDERAL GRANTS TRUST FUND			390,000
	FROM GRANTS AND DONATIONS TRUST FUND			75,000
1727	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM ADMINISTRATIVE TRUST FUND			969,406

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

TOTAL: OFFICE OF EXECUTIVE DIRECTION AND ADMINISTRATIVE SUPPORT SERVICES			
FROM TRUST FUNDS		23,202,593	
TOTAL POSITIONS	215.50		
TOTAL ALL FUNDS		23,202,593	
PROGRAM: LAW ENFORCEMENT			
FISH, WILDLIFE AND BOATING LAW ENFORCEMENT			
APPROVED SALARY RATE	47,480,440		
1728 SALARIES AND BENEFITS	POSITIONS 1,051.00		
FROM GENERAL REVENUE FUND	19,653,271		
FROM FEDERAL GRANTS TRUST FUND		4,775,814	
FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND		304,975	
FROM MARINE RESOURCES CONSERVATION TRUST FUND		31,291,107	
FROM NON-GAME WILDLIFE TRUST FUND		281,258	
FROM STATE GAME TRUST FUND		8,395,597	
FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND		2,844,486	
1729 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	74,210		
FROM FEDERAL GRANTS TRUST FUND		58,000	
FROM MARINE RESOURCES CONSERVATION TRUST FUND		314,631	
FROM STATE GAME TRUST FUND		99,316	
1730 EXPENSES			
FROM GENERAL REVENUE FUND	1,635,307		
FROM FEDERAL GRANTS TRUST FUND		6,351,541	
FROM MARINE RESOURCES CONSERVATION TRUST FUND		3,257,858	
FROM STATE GAME TRUST FUND		1,239,717	
FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND		422,585	
1731 OPERATING CAPITAL OUTLAY			
FROM MARINE RESOURCES CONSERVATION TRUST FUND		141,891	
FROM STATE GAME TRUST FUND		74,257	
FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND		62,500	
1732 SPECIAL CATEGORIES			
ACQUISITION AND REPLACEMENT OF PATROL VEHICLES			
FROM MARINE RESOURCES CONSERVATION TRUST FUND		1,972,271	
FROM STATE GAME TRUST FUND		222,901	
1733 SPECIAL CATEGORIES			
ACQUISITION AND REPLACEMENT OF BOATS, MOTORS, AND TRAILERS			
FROM MARINE RESOURCES CONSERVATION TRUST FUND		727,415	
1734 SPECIAL CATEGORIES			
ENHANCED WILDLIFE MANAGEMENT			
FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND		272,166	
1735 SPECIAL CATEGORIES			
800 MHZ RADIO LAW ENFORCEMENT SYSTEM EQUIPMENT AND MAINTENANCE			
FROM MARINE RESOURCES CONSERVATION TRUST FUND		44,760	
1736 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	439,548		
FROM MARINE RESOURCES CONSERVATION TRUST FUND		708,663	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND			1,500
1737 SPECIAL CATEGORIES			
BOAT RAMP MAINTENANCE CATEGORY			
FROM FEDERAL GRANTS TRUST FUND		431,250	
FROM MARINE RESOURCES CONSERVATION TRUST FUND		181,878	
FROM STATE GAME TRUST FUND		143,750	
1738 SPECIAL CATEGORIES			
OVERTIME			
FROM GENERAL REVENUE FUND	765,000		
FROM MARINE RESOURCES CONSERVATION TRUST FUND		2,146,685	
FROM STATE GAME TRUST FUND		193,997	
1739 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	389,152		
FROM FEDERAL GRANTS TRUST FUND		63,568	
FROM MARINE RESOURCES CONSERVATION TRUST FUND		1,186,195	
FROM STATE GAME TRUST FUND		845,398	
1740 SPECIAL CATEGORIES			
SALARY INCENTIVE PAYMENTS			
FROM GENERAL REVENUE FUND	48,668		
FROM FEDERAL GRANTS TRUST FUND		14,926	
FROM MARINE RESOURCES CONSERVATION TRUST FUND		541,517	
FROM STATE GAME TRUST FUND		154,562	
FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND		20,160	
1741 SPECIAL CATEGORIES			
BOATING AND WATERWAYS ACTIVITIES			
FROM MARINE RESOURCES CONSERVATION TRUST FUND		1,926,025	
1742 SPECIAL CATEGORIES			
BOATING AND WATERWAYS GRANTS			
FROM MARINE RESOURCES CONSERVATION TRUST FUND		50,000	
1743 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	60,775		
FROM FEDERAL GRANTS TRUST FUND		8,157	
FROM MARINE RESOURCES CONSERVATION TRUST FUND		265,702	
FROM STATE GAME TRUST FUND		46,193	
FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND		12,150	
1744 SPECIAL CATEGORIES			
CONTRACT AND GRANT REIMBURSED ACTIVITIES			
FROM FEDERAL GRANTS TRUST FUND		9,678,808	
FROM MARINE RESOURCES CONSERVATION TRUST FUND		686,450	
FROM STATE GAME TRUST FUND		1,208,746	
1745 SPECIAL CATEGORIES			
BOATING SAFETY EDUCATION PROGRAM			
FROM MARINE RESOURCES CONSERVATION TRUST FUND		550,650	
1745A FIXED CAPITAL OUTLAY			
LAW ENFORCEMENT FIELD OFFICE - WINDLEY KEY			
FROM MARINE RESOURCES CONSERVATION TRUST FUND		623,865	
1746 FIXED CAPITAL OUTLAY			
BOATING INFRASTRUCTURE			
FROM FEDERAL GRANTS TRUST FUND		3,300,000	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1747	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY FLORIDA BOATING IMPROVEMENT PROGRAM FROM MARINE RESOURCES CONSERVATION TRUST FUND	562,000 1,250,000
	FROM STATE GAME TRUST FUND	
TOTAL:	FISH, WILDLIFE AND BOATING LAW ENFORCEMENT FROM GENERAL REVENUE FUND 23,065,931 FROM TRUST FUNDS	89,957,841
	TOTAL POSITIONS 1,051.00	
	TOTAL ALL FUNDS	113,023,772
PROGRAM: WILDLIFE		
HUNTING AND GAME MANAGEMENT		
	APPROVED SALARY RATE 1,898,473	
1748	SALARIES AND BENEFITS POSITIONS 45.00 FROM FEDERAL GRANTS TRUST FUND FROM STATE GAME TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	620,505 1,543,870 463,880
1749	OTHER PERSONAL SERVICES FROM STATE GAME TRUST FUND	222,303
1750	EXPENSES FROM STATE GAME TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	534,873 1,852
1751	OPERATING CAPITAL OUTLAY FROM STATE GAME TRUST FUND	4,538
1751A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE GAME TRUST FUND	129,109
	From the funds provided in Specific Appropriation 1751A, the Fish and Wildlife Conservation Commission may purchase one or more motor vehicles for replacement when the mileage of a vehicle is in excess of 150,000 miles unless it is determined by the executive director that the vehicle replacement is a critical safety issue, or based on emergency unforeseen circumstances as provided for in section 287.14(3), Florida Statutes.	
1751B	SPECIAL CATEGORIES ACQUISITION AND REPLACEMENT OF BOATS, MOTORS, AND TRAILERS FROM STATE GAME TRUST FUND	39,484
1752	SPECIAL CATEGORIES ENHANCED WILDLIFE MANAGEMENT FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	48,015
1753	SPECIAL CATEGORIES NON-CARL WILDLIFE MANAGEMENT FROM STATE GAME TRUST FUND	115,595
1754	SPECIAL CATEGORIES DEER MANAGEMENT PROGRAM FROM STATE GAME TRUST FUND	300,000
1755	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE GAME TRUST FUND	255,710
1756	SPECIAL CATEGORIES TRANSFER DEPARTMENT OF AGRICULTURE - ALLIGATOR MARKETING AND EDUCATION FROM STATE GAME TRUST FUND	150,000

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1757	SPECIAL CATEGORIES PUBLIC DOVE FIELD DEVELOPMENT FROM STATE GAME TRUST FUND	49,000
1758	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE GAME TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	106,665 13,313
1759	SPECIAL CATEGORIES WILDLIFE MANAGEMENT AREA USER PAY FROM STATE GAME TRUST FUND	638,266
1760	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM STATE GAME TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	14,415 3,104
1761	SPECIAL CATEGORIES CONTRACT AND GRANT REIMBURSED ACTIVITIES FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM STATE GAME TRUST FUND	1,251,129 129,450 30,000
1762	SPECIAL CATEGORIES WILD TURKEY PROJECTS FROM STATE GAME TRUST FUND	500,000
1763	FIXED CAPITAL OUTLAY TRIPLE N RANCH WILDLIFE MANAGEMENT AREA PUBLIC SHOOTING PARK FROM FEDERAL GRANTS TRUST FUND	1,400,000
TOTAL:	HUNTING AND GAME MANAGEMENT FROM TRUST FUNDS	8,565,076
	TOTAL POSITIONS 45.00	
	TOTAL ALL FUNDS	8,565,076
PROGRAM: HABITAT AND SPECIES CONSERVATION		
HABITAT AND SPECIES CONSERVATION		
	APPROVED SALARY RATE 14,504,695	
1764	SALARIES AND BENEFITS POSITIONS 357.00 FROM INVASIVE PLANT CONTROL TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND FROM LAND ACQUISITION TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND FROM SAVE THE MANATEE TRUST FUND FROM STATE GAME TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	2,139,800 3,017,535 219,874 465,042 547,924 1,790,687 817,862 5,523,746 5,344,218
1765	OTHER PERSONAL SERVICES FROM INVASIVE PLANT CONTROL TRUST FUND FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND FROM LAND ACQUISITION TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND FROM SAVE THE MANATEE TRUST FUND FROM STATE GAME TRUST FUND	457,080 178,094 121,350 150,759 688,874 176,047 240,143

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	FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	79,496
1766	EXPENSES	
	FROM INVASIVE PLANT CONTROL TRUST FUND	817,822
	FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND	139,912
	FROM LAND ACQUISITION TRUST FUND	89,831
	FROM MARINE RESOURCES CONSERVATION TRUST FUND	107,590
	FROM NON-GAME WILDLIFE TRUST FUND	614,254
	FROM SAVE THE MANATEE TRUST FUND	293,072
	FROM STATE GAME TRUST FUND	1,166,989
	FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	1,197,637
1767	OPERATING CAPITAL OUTLAY	
	FROM INVASIVE PLANT CONTROL TRUST FUND	10,488
	FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND	1,250
	FROM MARINE RESOURCES CONSERVATION TRUST FUND	6,250
	FROM NON-GAME WILDLIFE TRUST FUND	27,278
	FROM SAVE THE MANATEE TRUST FUND	8,625
	FROM STATE GAME TRUST FUND	59,422
	FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	10,625
1767A	SPECIAL CATEGORIES	
	ACQUISITION OF MOTOR VEHICLES	
	FROM NON-GAME WILDLIFE TRUST FUND	161,696
	FROM STATE GAME TRUST FUND	61,564
	From the funds provided in Specific Appropriation 1767A, the Fish and Wildlife Conservation Commission may purchase one or more motor vehicles for replacement when the mileage of a vehicle is in excess of 150,000 miles unless it is determined by the executive director that the vehicle replacement is a critical safety issue, or based on emergency unforeseen circumstances as provided for in section 287.14(3), Florida Statutes.	
1768	SPECIAL CATEGORIES	
	ACQUISITION AND REPLACEMENT OF BOATS, MOTORS, AND TRAILERS	
	FROM STATE GAME TRUST FUND	18,650
1769	SPECIAL CATEGORIES	
	ENHANCED WILDLIFE MANAGEMENT	
	FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	2,074,955
1770	SPECIAL CATEGORIES	
	NON-CARL WILDLIFE MANAGEMENT	
	FROM STATE GAME TRUST FUND	3,391,782
1771	SPECIAL CATEGORIES	
	NUISANCE WILDLIFE CONTROL	
	FROM NON-GAME WILDLIFE TRUST FUND	400,000
1772	SPECIAL CATEGORIES	
	CONTRACTED SERVICES	
	FROM INVASIVE PLANT CONTROL TRUST FUND	204,250
	FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND	20,912
	FROM LAND ACQUISITION TRUST FUND	35,844
	FROM NON-GAME WILDLIFE TRUST FUND	40,010
	FROM SAVE THE MANATEE TRUST FUND	20,771
	FROM STATE GAME TRUST FUND	47,367
	FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	65,196
1773	SPECIAL CATEGORIES	
	LAKE RESTORATION	
	FROM STATE GAME TRUST FUND	4,984,291

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1774	SPECIAL CATEGORIES	
	GRANTS AND AIDS - FEDERAL ENDANGERED SPECIES - SECTION 6	
	FROM FEDERAL GRANTS TRUST FUND	1,430,819
1775	SPECIAL CATEGORIES	
	LAND MANAGEMENT/SAVE OUR RIVERS	
	FROM STATE GAME TRUST FUND	298,412
1777	SPECIAL CATEGORIES	
	DUCKS UNLIMITED MARSH PROJECT	
	FROM STATE GAME TRUST FUND	106,792
1778	SPECIAL CATEGORIES	
	CONTROL OF INVASIVE EXOTICS	
	FROM INVASIVE PLANT CONTROL TRUST FUND	31,823,647
1779	SPECIAL CATEGORIES	
	RISK MANAGEMENT INSURANCE	
	FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND	9,605
	FROM LAND ACQUISITION TRUST FUND	7,367
	FROM MARINE RESOURCES CONSERVATION TRUST FUND	6,141
	FROM NON-GAME WILDLIFE TRUST FUND	42,301
	FROM SAVE THE MANATEE TRUST FUND	8,122
	FROM STATE GAME TRUST FUND	299,157
	FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	128,540
1780	SPECIAL CATEGORIES	
	TRANSFER TO THE UNIVERSITY OF FLORIDA - COOPERATIVE AQUATIC PLANT EDUCATION PROGRAM	
	FROM INVASIVE PLANT CONTROL TRUST FUND	25,000
1781	SPECIAL CATEGORIES	
	HABITAT RESTORATION	
	FROM LAND ACQUISITION TRUST FUND	2,979,857
1782	SPECIAL CATEGORIES	
	TRANSFER TO DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES/ IPAS/INVASIVE EXOTIC PLANT RESEARCH	
	FROM INVASIVE PLANT CONTROL TRUST FUND	844,171
1783	SPECIAL CATEGORIES	
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT	
	FROM INVASIVE PLANT CONTROL TRUST FUND	11,631
	FROM FEDERAL GRANTS TRUST FUND	2,622
	FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND	1,710
	FROM LAND ACQUISITION TRUST FUND	2,837
	FROM MARINE RESOURCES CONSERVATION TRUST FUND	1,841
	FROM NON-GAME WILDLIFE TRUST FUND	16,992
	FROM SAVE THE MANATEE TRUST FUND	6,260
	FROM STATE GAME TRUST FUND	61,852
	FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	40,144
1784	SPECIAL CATEGORIES	
	HABITAT CONSERVATION PLAN LANDS ACQUISITION PROGRAM	
	FROM FEDERAL GRANTS TRUST FUND	4,474,973
1785	SPECIAL CATEGORIES	
	CONTRACT AND GRANT REIMBURSED ACTIVITIES	
	FROM FEDERAL GRANTS TRUST FUND	11,622,764
	FROM GRANTS AND DONATIONS TRUST FUND	512,070

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	FROM NON-GAME WILDLIFE TRUST FUND	91,652	
	FROM STATE GAME TRUST FUND	165,201	
1785A	FIXED CAPITAL OUTLAY LAKE APOPKA RESTORATION FROM GENERAL REVENUE FUND	2,000,000	
1786	FIXED CAPITAL OUTLAY WILDLIFE MANAGEMENT AREA LAND IMPROVEMENTS FROM STATE GAME TRUST FUND	595,000	
TOTAL:	HABITAT AND SPECIES CONSERVATION FROM GENERAL REVENUE FUND FROM TRUST FUNDS	2,000,000 93,654,344	
	TOTAL POSITIONS	357.00	
	TOTAL ALL FUNDS	95,654,344	

PROGRAM: FRESHWATER FISHERIES

FRESHWATER FISHERIES MANAGEMENT

	APPROVED SALARY RATE	2,755,924	
1787	SALARIES AND BENEFITS POSITIONS 69.50 FROM FEDERAL GRANTS TRUST FUND FROM STATE GAME TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	2,641,107 1,311,305 44,849	
1788	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND FROM STATE GAME TRUST FUND	40,134 26,035	
1789	EXPENSES FROM FEDERAL GRANTS TRUST FUND FROM STATE GAME TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	418,510 279,904 20,000	
1790	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND FROM STATE GAME TRUST FUND	15,625 15,914	
1790A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE GAME TRUST FUND	149,860	
	From the funds provided in Specific Appropriation 1790A, the Fish and Wildlife Conservation Commission may purchase one or more motor vehicles for replacement when the mileage of a vehicle is in excess of 150,000 miles unless it is determined by the executive director that the vehicle replacement is a critical safety issue, or based on emergency unforeseen circumstances as provided for in section 287.14(3), Florida Statutes.		
1791	SPECIAL CATEGORIES ACQUISITION AND REPLACEMENT OF BOATS, MOTORS, AND TRAILERS FROM FEDERAL GRANTS TRUST FUND	5,571	
1792	SPECIAL CATEGORIES FISH AND WILDLIFE CONSERVATION COMMISSION YOUTH HUNTING AND FISHING PROGRAMS FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM STATE GAME TRUST FUND	134,000 241,000	
1793	SPECIAL CATEGORIES ENHANCED WILDLIFE MANAGEMENT FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	40,800	
1794	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND FROM STATE GAME TRUST FUND	37,553 29,996	

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1795	SPECIAL CATEGORIES LAKE RESTORATION FROM STATE GAME TRUST FUND	695,000	
1796	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE GAME TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	246,379 12,536	
1797	SPECIAL CATEGORIES LAND USE PROCEEDS DISBURSEMENTS FROM STATE GAME TRUST FUND	350,000	
1798	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM STATE GAME TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	25,404 915	
1799	SPECIAL CATEGORIES CONTRACT AND GRANT REIMBURSED ACTIVITIES FROM FEDERAL GRANTS TRUST FUND	2,073,856	
TOTAL:	FRESHWATER FISHERIES MANAGEMENT FROM TRUST FUNDS	8,856,253	
	TOTAL POSITIONS	69.50	
	TOTAL ALL FUNDS	8,856,253	

PROGRAM: MARINE FISHERIES

MARINE FISHERIES MANAGEMENT

	APPROVED SALARY RATE	1,405,991	
1800	SALARIES AND BENEFITS POSITIONS 30.00 FROM FEDERAL GRANTS TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND	556,882 1,343,472	
1801	OTHER PERSONAL SERVICES FROM MARINE RESOURCES CONSERVATION TRUST FUND	55,250	
1802	EXPENSES FROM MARINE RESOURCES CONSERVATION TRUST FUND	343,166	
1803	OPERATING CAPITAL OUTLAY FROM MARINE RESOURCES CONSERVATION TRUST FUND	423	
1803A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM MARINE RESOURCES CONSERVATION TRUST FUND	31,560	
	From the funds provided in Specific Appropriation 1803A, the Fish and Wildlife Conservation Commission may purchase one or more motor vehicles for replacement when the mileage of a vehicle is in excess of 150,000 miles unless it is determined by the executive director that the vehicle replacement is a critical safety issue, or based on emergency unforeseen circumstances as provided for in section 287.14(3), Florida Statutes.		
1804	SPECIAL CATEGORIES FISH AND WILDLIFE CONSERVATION COMMISSION YOUTH HUNTING AND FISHING PROGRAMS FROM MARINE RESOURCES CONSERVATION TRUST FUND	25,000	
1805	SPECIAL CATEGORIES AQUATIC RESOURCES EDUCATION FROM MARINE RESOURCES CONSERVATION TRUST FUND	360,935	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1806	SPECIAL CATEGORIES CONTRACTED SERVICES FROM MARINE RESOURCES CONSERVATION TRUST FUND		195,987
1807	SPECIAL CATEGORIES GULF STATES MARINE FISHERIES FROM MARINE RESOURCES CONSERVATION TRUST FUND		22,500
1809	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM MARINE RESOURCES CONSERVATION TRUST FUND		23,945
1810	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FEDERAL GRANTS TRUST FUND . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND		1,430 9,760
1811	SPECIAL CATEGORIES CONTRACT AND GRANT REIMBURSED ACTIVITIES FROM FEDERAL GRANTS TRUST FUND . . . FROM GRANTS AND DONATIONS TRUST FUND		1,329,912 50,000
1812	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY ARTIFICIAL FISHING REEF CONSTRUCTION PROGRAM FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND	500,000	500,000 300,000
TOTAL:	MARINE FISHERIES MANAGEMENT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	500,000	5,150,222
	TOTAL POSITIONS TOTAL ALL FUNDS	30.00	5,650,222
PROGRAM: RESEARCH			
FISH AND WILDLIFE RESEARCH INSTITUTE			
	APPROVED SALARY RATE	14,269,915	
1813	SALARIES AND BENEFITS POSITIONS FROM FEDERAL GRANTS TRUST FUND . . . FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND . . FROM SAVE THE MANATEE TRUST FUND . . . FROM STATE GAME TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND	330.50	4,694,785 186,801 9,275,550 1,076,047 922,060 2,784,302 159,116
1814	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND . . FROM SAVE THE MANATEE TRUST FUND . . . FROM STATE GAME TRUST FUND	776,000	60,867 4,252,875 560,936 726,436 154,941
1815	EXPENSES FROM GENERAL REVENUE FUND FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND	262,764	84,511

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	FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND . . FROM SAVE THE MANATEE TRUST FUND . . . FROM STATE GAME TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND		2,713,828 500,919 470,100 554,989 3,952
1816	OPERATING CAPITAL OUTLAY FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND . . FROM SAVE THE MANATEE TRUST FUND . . . FROM STATE GAME TRUST FUND		151,239 17,535 8,125 36,932
1817	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND . . FROM SAVE THE MANATEE TRUST FUND . . . FROM STATE GAME TRUST FUND		79,972 187,525 84,776 51,490
	From the funds provided in Specific Appropriation 1817, the Fish and Wildlife Conservation Commission may purchase one or more motor vehicles for replacement when the mileage of a vehicle is in excess of 150,000 miles unless it is determined by the executive director that the vehicle replacement is a critical safety issue, or based on emergency unforeseen circumstances as provided for in section 287.14(3), Florida Statutes.		
1818	SPECIAL CATEGORIES ACQUISITION AND REPLACEMENT OF BOATS, MOTORS, AND TRAILERS FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND . . FROM SAVE THE MANATEE TRUST FUND . . . FROM STATE GAME TRUST FUND		42,217 3,848 3,500 17,141
1819	SPECIAL CATEGORIES ENHANCED WILDLIFE MANAGEMENT FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND		87,964
1820	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND . . FROM SAVE THE MANATEE TRUST FUND . . . FROM STATE GAME TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND		3,851 408,277 58,539 28,359 49,124 3,851
1821	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM MARINE RESOURCES CONSERVATION TRUST FUND		325,945
1822	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FEDERAL GRANTS TRUST FUND . . . FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND . . FROM SAVE THE MANATEE TRUST FUND . . . FROM STATE GAME TRUST FUND FROM CONSERVATION AND RECREATION LANDS PROGRAM TRUST FUND		3,595 1,483 99,087 9,319 7,315 23,798 1,263

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1823	SPECIAL CATEGORIES RED TIDE RESEARCH FROM GENERAL REVENUE FUND	640,993	
1824	SPECIAL CATEGORIES CONTRACT AND GRANT REIMBURSED ACTIVITIES FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND FROM STATE GAME TRUST FUND	11,438,678 659,941 3,045,616 25,000 475,000	
1824A	FIXED CAPITAL OUTLAY MARINE YOUTH CONSERVATION FACILITY FROM MARINE RESOURCES CONSERVATION TRUST FUND	2,000,000	
TOTAL:	FISH AND WILDLIFE RESEARCH INSTITUTE FROM GENERAL REVENUE FUND FROM TRUST FUNDS	1,679,757 48,623,320	
	TOTAL POSITIONS TOTAL ALL FUNDS	330.50 50,303,077	
TOTAL:	FISH AND WILDLIFE CONSERVATION COMMISSION FROM GENERAL REVENUE FUND FROM TRUST FUNDS	27,245,688 278,009,649	
	TOTAL POSITIONS TOTAL ALL FUNDS TOTAL APPROVED SALARY RATE	2,098.50 305,255,337 91,627,057	

TRANSPORTATION, DEPARTMENT OF

Funds in Specific Appropriations 1835A through 1849, 1856 through 1859, 1871, 1874 through 1877, 1878 through 1882, 1884 through 1893 and 1933 through 1944, are provided from the named funds to the department to fund the five year Work Program developed pursuant to provisions of section 339.135, Florida Statutes. Those appropriations used by the department for grants and aids may be advanced in part or in total.

TRANSPORTATION SYSTEMS DEVELOPMENT

PROGRAM: TRANSPORTATION SYSTEMS DEVELOPMENT

APPROVED SALARY RATE 102,006,470

1825	SALARIES AND BENEFITS POSITIONS 1,745.00 FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND FROM TRANSPORTATION DISADVANTAGED TRUST FUND	131,523,305 864,470
1826	OTHER PERSONAL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND FROM TRANSPORTATION DISADVANTAGED TRUST FUND	176,347 69,600
1827	EXPENSES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND FROM TRANSPORTATION DISADVANTAGED TRUST FUND	3,697,543 383,325

From the funds in Specific Appropriation 1827, \$200,000 non-recurring funds from the State Transportation Trust Fund are provided to the Tampa Bay Regional Transportation Authority in order to provide a financial analysis of the costs savings to be achieved from the consolidation of the Pinellas Suncoast Transit Authority and the Hillsborough Area Regional Transit Authority pursuant to the provisions of ch. 2012-174, Laws of Florida.

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1828	OPERATING CAPITAL OUTLAY FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND FROM TRANSPORTATION DISADVANTAGED TRUST FUND	581,819 10,000
1829	SPECIAL CATEGORIES CONSULTANT FEES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	7,227,877
1830	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND FROM TRANSPORTATION DISADVANTAGED TRUST FUND	2,706,786 584,530
	From the funds in Specific Appropriation 1830, in order to quantify the true unmet demand for services to support those individuals who are transportation disadvantaged, \$200,000 in nonrecurring funds from the Transportation Disadvantaged Trust Fund is provided for the Florida Commission for the Transportation Disadvantaged to conduct a study to define the unmet and latent travel demand and mobility needs for the Florida disadvantaged population who because of physical or mental disability, income status, or age are unable to transport themselves or purchase transportation. The study shall compare current assessments and future forecasts of transportation disadvantaged mobility needs to existing service capacity at both the county and statewide level. The study shall also include the review of existing requirements for background screening of direct service transit providers to determine whether adequate screening exists, and shall determine the costs of additional screening requirements.	
	The Commission shall report the findings to the chair of the Senate Appropriations Subcommittee on Transportation, Tourism and Economic Development, and the chair of the House Transportation and Economic Development Appropriations Subcommittee, and shall include a methodology to incorporate the unmet need as a part of the funding allocation formula.	
1830A	SPECIAL CATEGORIES PAYMENT TO EXPRESSWAY AUTHORITIES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	200,000
1831	SPECIAL CATEGORIES HUMAN RESOURCES DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	835,123
1832	SPECIAL CATEGORIES OVERTIME FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	34,313
1833	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND FROM TRANSPORTATION DISADVANTAGED TRUST FUND	147,939 3,830
1834	SPECIAL CATEGORIES GRANTS AND AIDS - TRANSPORTATION DISADVANTAGED FROM TRANSPORTATION DISADVANTAGED TRUST FUND	50,887,853
1835	SPECIAL CATEGORIES GRANTS AND AIDS - TRANSPORTATION DISADVANTAGED - MEDICAID SERVICES FROM TRANSPORTATION DISADVANTAGED TRUST FUND	61,351,633

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1835A	FIXED CAPITAL OUTLAY MULTI-USE TRAIL SYSTEM FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	50,000,000
	The funds in Specific Appropriation 1835A are provided for costs of land acquisition, design, and construction of "The Coast to Coast Connector" a multi-use trail intended to provide a system of interconnected trails traversing from St. Petersburg to Titusville, Florida. The Department of Transportation shall fund the projects identified by the Florida Greenways and Trails Council needed to complete and close the gaps between existing trails, including the Starkey Gap, Goodneighbor Gap, Van Fleet Gap, Orange Gap, Seminole Gap, East Central Gap and the Space Coast Gap.	
1836	FIXED CAPITAL OUTLAY TRANSPORTATION PLANNING CONSULTANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	62,730,550
1837	FIXED CAPITAL OUTLAY AVIATION DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	158,432,198
1838	FIXED CAPITAL OUTLAY PUBLIC TRANSIT DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	247,206,238
1839	FIXED CAPITAL OUTLAY RIGHT-OF-WAY LAND ACQUISITION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND FROM RIGHT-OF-WAY ACQUISITION AND BRIDGE CONSTRUCTION TRUST FUND	581,879,095 137,550,198
1840	FIXED CAPITAL OUTLAY SEAPORT - ECONOMIC DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	15,000,000
1841	FIXED CAPITAL OUTLAY SEAPORTS ACCESS PROGRAM FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	10,000,000
1842	FIXED CAPITAL OUTLAY SEAPORT GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	241,157,466
1843	FIXED CAPITAL OUTLAY SEAPORT INVESTMENT PROGRAM FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	10,000,000
1844	FIXED CAPITAL OUTLAY RAIL DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	59,629,507
1845	FIXED CAPITAL OUTLAY INTERMODAL DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	48,482,070
	From the funds in Specific Appropriation 1845, \$500,000 in nonrecurring funds is provided for the St. Johns River Ferry Commission for needed ferry boat repairs.	
1846	FIXED CAPITAL OUTLAY PRELIMINARY ENGINEERING CONSULTANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	556,304,223
	From the funds in Specific Appropriation 1846, \$800,000 is provided	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

	for preliminary engineering and design of the Pine Hills Pedestrian Bridge, spanning State Road 438 (Silver Star Road).	
1847	FIXED CAPITAL OUTLAY RIGHT-OF-WAY SUPPORT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND FROM RIGHT-OF-WAY ACQUISITION AND BRIDGE CONSTRUCTION TRUST FUND	57,709,529 3,648,940
1848	FIXED CAPITAL OUTLAY TRANSPORTATION PLANNING GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	28,813,523
1849	FIXED CAPITAL OUTLAY DEBT SERVICE FROM RIGHT-OF-WAY ACQUISITION AND BRIDGE CONSTRUCTION TRUST FUND	154,962,297
TOTAL:	PROGRAM: TRANSPORTATION SYSTEMS DEVELOPMENT FROM TRUST FUNDS	2,684,792,127
	TOTAL POSITIONS	1,745.00
	TOTAL ALL FUNDS	2,684,792,127
FLORIDA RAIL ENTERPRISE		
	APPROVED SALARY RATE	190,148
1850	SALARIES AND BENEFITS POSITIONS	1.00
	FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	228,634
1851	OTHER PERSONAL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	827
1852	EXPENSES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	25,200
1854	SPECIAL CATEGORIES CONSULTANT FEES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	4,089
1855	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	5,714
1856	FIXED CAPITAL OUTLAY PUBLIC TRANSIT DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	169,780,356
1857	FIXED CAPITAL OUTLAY RAIL DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	122,454,888
1858	FIXED CAPITAL OUTLAY INTERMODAL DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	3,683,578
1859	FIXED CAPITAL OUTLAY PRELIMINARY ENGINEERING CONSULTANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	12,500,000

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

TOTAL: FLORIDA RAIL ENTERPRISE			
FROM TRUST FUNDS		308,683,286	
TOTAL POSITIONS	1.00		
TOTAL ALL FUNDS		308,683,286	
TRANSPORTATION SYSTEMS OPERATIONS			
PROGRAM: HIGHWAY OPERATIONS			
APPROVED SALARY RATE	158,872,212		
1860 SALARIES AND BENEFITS POSITIONS	3,678.00		
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		211,699,996	
1861 OTHER PERSONAL SERVICES			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		107,376	
1862 EXPENSES			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		14,074,989	
1863 OPERATING CAPITAL OUTLAY			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		1,447,038	
1864 SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		4,148,969	
1865 SPECIAL CATEGORIES			
FAIRBANKS HAZARDOUS WASTE SITE			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		400,965	
1866 SPECIAL CATEGORIES			
CONSULTANT FEES			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		2,197,831	
1867 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		5,062,734	
1869 SPECIAL CATEGORIES			
HUMAN RESOURCES DEVELOPMENT			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		873,488	
1870 SPECIAL CATEGORIES			
OVERTIME			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		1,191,476	
1871 SPECIAL CATEGORIES			
TRANSPORTATION MATERIALS AND EQUIPMENT			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		35,363,264	
1872 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		325,881	
1873 FIXED CAPITAL OUTLAY			
MINOR RENOVATIONS, REPAIRS, AND			
IMPROVEMENTS - STATEWIDE			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		2,521,097	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1874 FIXED CAPITAL OUTLAY			
STATE INFRASTRUCTURE BANK LOAN REPAYMENTS			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		25,003,221	
1875 FIXED CAPITAL OUTLAY			
SMALL COUNTY RESURFACE ASSISTANCE PROGRAM			
(SCRAP)			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		27,661,567	
1876 FIXED CAPITAL OUTLAY			
SMALL COUNTY OUTREACH PROGRAM (SCOP)			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		46,994,357	
1877 FIXED CAPITAL OUTLAY			
COUNTY TRANSPORTATION PROGRAMS			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		74,924,146	
1877A FIXED CAPITAL OUTLAY			
SARASOTA-MANATEE OPERATIONS CENTER -			
CONSTRUCTION			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		10,000,000	
1878 FIXED CAPITAL OUTLAY			
BOND GUARANTEE			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		500,000	
1879 FIXED CAPITAL OUTLAY			
TRANSPORTATION HIGHWAY MAINTENANCE			
CONTRACTS			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		354,096,006	
From the funds in Specific Appropriation 1879, an amount not less than \$8,440,000 in state revenues shall be used for the Road Ranger program. Road Ranger services provided through sponsorships, local contributions or federal funds are not restricted.			
From the funds in Specific Appropriation 1879, the Department of Transportation may contract with non-profit youth organizations in Florida to perform work on the state highway system. All non-profit youth organizations providing services under contract with the Department of Transportation must certify to the department that all participating youth are Florida residents. In order to maintain continuity and quality, the department shall give preference to those youth organizations with which it has previously contracted for such services.			
The department is specifically limited to an expenditure level of \$2,000,000 for any contract with a single youth organization or for any group of contracts with two or more youth organizations that have the same registered agent or substantially similar officers and directors. The department shall not supplement these funds from any source in the absence of express legislative authority.			
1880 FIXED CAPITAL OUTLAY			
INTRASTATE HIGHWAY CONSTRUCTION			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		2,426,385,347	
1881 FIXED CAPITAL OUTLAY			
ARTERIAL HIGHWAY CONSTRUCTION			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		690,351,311	
1882 FIXED CAPITAL OUTLAY			
CONSTRUCTION INSPECTION CONSULTANTS			
FROM STATE TRANSPORTATION			
(PRIMARY) TRUST FUND		348,251,900	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1883	FIXED CAPITAL OUTLAY ENVIRONMENTAL SITE RESTORATION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	1,045,000
1884	FIXED CAPITAL OUTLAY HIGHWAY SAFETY CONSTRUCTION/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	143,366,803
1885	FIXED CAPITAL OUTLAY RESURFACING FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	505,685,887
1886	FIXED CAPITAL OUTLAY BRIDGE CONSTRUCTION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND FROM RIGHT-OF-WAY ACQUISITION AND BRIDGE CONSTRUCTION TRUST FUND . . .	286,524,727 2,707,799
1887	FIXED CAPITAL OUTLAY CONTRACT MAINTENANCE WITH THE DEPARTMENT OF CORRECTIONS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	19,146,000
1888	FIXED CAPITAL OUTLAY HIGHWAY BEAUTIFICATION GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	1,000,000
1889	FIXED CAPITAL OUTLAY MATERIALS AND RESEARCH FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	17,053,184
1890	FIXED CAPITAL OUTLAY BRIDGE INSPECTION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	14,361,571
1891	FIXED CAPITAL OUTLAY ECONOMIC DEVELOPMENT TRANSPORTATION PROJECTS - ROAD FUND FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	15,000,000
1892	FIXED CAPITAL OUTLAY TRAFFIC ENGINEERING CONSULTANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	74,266,034
1893	FIXED CAPITAL OUTLAY LOCAL GOVERNMENT REIMBURSEMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	12,029,754
TOTAL:	PROGRAM: HIGHWAY OPERATIONS FROM TRUST FUNDS	5,375,769,718
	TOTAL POSITIONS 3,678.00	
	TOTAL ALL FUNDS	5,375,769,718
EXECUTIVE DIRECTION AND SUPPORT SERVICES		
	APPROVED SALARY RATE 38,370,669	
1894	SALARIES AND BENEFITS POSITIONS 725.00 FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	49,943,650
1895	OTHER PERSONAL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	516,322

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1896	EXPENSES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	6,476,529
1897	OPERATING CAPITAL OUTLAY FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	114,943
1898	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	88,485
1899	SPECIAL CATEGORIES CONSULTANT FEES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	1,068,335
1900	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	2,830,780
1901	SPECIAL CATEGORIES HUMAN RESOURCES DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	160,524
1902	SPECIAL CATEGORIES OVERTIME FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	44,338
1903	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	8,122,069
1904	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE - OTHER FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	1,838,903
1905	SPECIAL CATEGORIES TRANSFER TO SOUTH FLORIDA WATER MANAGEMENT DISTRICT FOR EVERGLADES RESTORATION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	4,400,000
1906	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF REVENUE FOR HIGHWAY TAX COMPLIANCE FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	200,000
1907	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	249,722
1908	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	128,369
1909	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND FROM TRANSPORTATION DISADVANTAGED TRUST FUND	2,452,623 4,679

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1910	FIXED CAPITAL OUTLAY MINOR RENOVATIONS, REPAIRS, AND IMPROVEMENTS - STATEWIDE FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	1,226,905
1910A	FIXED CAPITAL OUTLAY TAMPA DISTRICT HEADQUARTERS ROOF REPLACEMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	1,452,984
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS	81,320,160
	TOTAL POSITIONS 725.00	
	TOTAL ALL FUNDS	81,320,160
INFORMATION TECHNOLOGY		
	APPROVED SALARY RATE 10,370,019	
1911	SALARIES AND BENEFITS POSITIONS 211.00 FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	13,287,944
1912	OTHER PERSONAL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	32,998
1913	EXPENSES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	7,923,279
1914	OPERATING CAPITAL OUTLAY FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	346,724
1915	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	10,445,560
1916	SPECIAL CATEGORIES HUMAN RESOURCES DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	33,532
1917	SPECIAL CATEGORIES OVERTIME FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	29,738
1918	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	14,061
1919	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	7,033,298
TOTAL:	INFORMATION TECHNOLOGY FROM TRUST FUNDS	39,147,134
	TOTAL POSITIONS 211.00	
	TOTAL ALL FUNDS	39,147,134
FLORIDA'S TURNPIKE SYSTEMS		
FLORIDA'S TURNPIKE ENTERPRISE		
	APPROVED SALARY RATE 21,173,596	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1920	SALARIES AND BENEFITS POSITIONS 420.00 FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	28,182,149
1921	OTHER PERSONAL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	316,769
1922	EXPENSES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	20,821,113
1923	OPERATING CAPITAL OUTLAY FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	143,611
1924	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	61,633
1925	SPECIAL CATEGORIES CONSULTANT FEES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	1,168,631
1926	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	25,820,753
1926A	SPECIAL CATEGORIES PAYMENT TO EXPRESWAY AUTHORITIES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	5,870,420
1927	SPECIAL CATEGORIES FLORIDA HIGHWAY PATROL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	19,770,900
1928	SPECIAL CATEGORIES HUMAN RESOURCES DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	134,949
1929	SPECIAL CATEGORIES OVERTIME FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	147,739
1930	SPECIAL CATEGORIES TRANSPORTATION MATERIALS AND EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	5,668,409
1931	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	152,557
1932	FIXED CAPITAL OUTLAY MINOR RENOVATIONS, REPAIRS, AND IMPROVEMENTS - STATEWIDE FROM TURNPIKE GENERAL RESERVE TRUST FUND	27,000
1933	FIXED CAPITAL OUTLAY TRANSPORTATION HIGHWAY MAINTENANCE CONTRACTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	43,648,438

From the funds in Specific Appropriation 1933, an amount not less than \$2,560,000 in state revenues shall be used for the Road Ranger program. Road Ranger services provided through sponsorships, local contributions or federal funds are not restricted.

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

From the funds in Specific Appropriation 1933, the Department of Transportation may contract with non-profit youth organizations in Florida to perform work on the state highway system. All non-profit youth organizations providing services under contract with the Department of Transportation must certify to the department that all participating youth are Florida residents. In order to maintain continuity and quality, the department shall give preference to those youth organizations with which it has previously contracted for such services.

The department is specifically limited to an expenditure level of \$2,000,000 for any contract with a single youth organization or for any group of contracts with two or more youth organizations that have the same registered agent or substantially similar officers and directors. The department shall not supplement these funds from any source in the absence of express legislative authority.

1934	FIXED CAPITAL OUTLAY INTRASTATE HIGHWAY CONSTRUCTION FROM TURNPIKE RENEWAL AND REPLACEMENT TRUST FUND	5,762,276
	FROM TURNPIKE GENERAL RESERVE TRUST FUND	474,673,656
1935	FIXED CAPITAL OUTLAY CONSTRUCTION INSPECTION CONSULTANTS FROM TURNPIKE RENEWAL AND REPLACEMENT TRUST FUND	2,438,934
	FROM TURNPIKE GENERAL RESERVE TRUST FUND	50,086,181
1936	FIXED CAPITAL OUTLAY RIGHT-OF-WAY LAND ACQUISITION FROM TURNPIKE GENERAL RESERVE TRUST FUND	5,823,683
1937	FIXED CAPITAL OUTLAY RESURFACING FROM TURNPIKE RENEWAL AND REPLACEMENT TRUST FUND	19,117,054
1938	FIXED CAPITAL OUTLAY BRIDGE CONSTRUCTION FROM TURNPIKE RENEWAL AND REPLACEMENT TRUST FUND	1,170,294
1939	FIXED CAPITAL OUTLAY PRELIMINARY ENGINEERING CONSULTANTS FROM TURNPIKE RENEWAL AND REPLACEMENT TRUST FUND	6,980,675
	FROM TURNPIKE GENERAL RESERVE TRUST FUND	56,705,409
	FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	17,279,615
1940	FIXED CAPITAL OUTLAY RIGHT-OF-WAY SUPPORT FROM TURNPIKE GENERAL RESERVE TRUST FUND	337,150
1941	FIXED CAPITAL OUTLAY BRIDGE INSPECTION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	3,724,600
1942	FIXED CAPITAL OUTLAY TOLL OPERATION CONTRACTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	62,662,370
1943	FIXED CAPITAL OUTLAY TURNPIKE SYSTEM EQUIPMENT AND DEVELOPMENT FROM TURNPIKE GENERAL RESERVE TRUST FUND	29,362,854

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1944	FIXED CAPITAL OUTLAY TOLLS SYSTEM EQUIPMENT AND DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	35,062,500
TOTAL:	FLORIDA'S TURNPIKE ENTERPRISE FROM TRUST FUNDS	923,122,322
	TOTAL POSITIONS	420.00
	TOTAL ALL FUNDS	923,122,322
TOTAL:	TRANSPORTATION, DEPARTMENT OF FROM TRUST FUNDS	9,412,834,747
	TOTAL POSITIONS	6,780.00
	TOTAL ALL FUNDS	9,412,834,747
	TOTAL APPROVED SALARY RATE	330,983,114
TOTAL OF SECTION 5	FROM GENERAL REVENUE FUND	259,982,940
	FROM TRUST FUNDS	12,198,067,817
	TOTAL POSITIONS	15,557.75
	TOTAL ALL FUNDS	12,458,050,757

SECTION 6 - GENERAL GOVERNMENT

SPECIFIC APPROPRIATION

The moneys contained herein are appropriated from the named funds to Administered Funds, Department of Business and Professional Regulation, Department of Citrus, Department of Economic Opportunity, Department of Financial Services, Executive Office of the Governor, Department of Highway Safety and Motor Vehicles, Legislative Branch, Department of the Lottery, Department of Management Services, Department of Military Affairs, Public Service Commission, Department of Revenue, and the Department of State as the amounts to be used to pay the salaries, other operational expenditures and fixed capital outlay of the named agencies.

PROGRAM: ADMINISTERED FUNDS

1947	LUMP SUM CASUALTY INSURANCE PREMIUM DEPICIT FROM GENERAL REVENUE FUND	8,821,991	
	FROM TRUST FUNDS		1,932,892
1948	LUMP SUM HUMAN RESOURCES OUTSOURCING CONTINGENCY FROM GENERAL REVENUE FUND	300,000	
1949A	LUMP SUM STRENGTHENING DOMESTIC SECURITY FROM TRUST FUNDS		24,341,733

Funds provided in Specific Appropriation 1949A are contingent on federal grants being awarded. Should the amount awarded for each federal grant be less than the amount appropriated, Urban Areas Security Initiative Funds shall be awarded on a pro-rata basis to the projects specified in this proviso under the Division of Emergency Management and State Homeland Security Program funds shall be awarded on a pro-rata basis to the projects specified in this proviso under the Department of Education.

From the funds in Specific Appropriation 1949A, \$10,348,204 from Trust Funds, or a lesser amount derived in accordance with the provisions of the above paragraph, provided for Site Hardening and Mass Communication shall be transferred to the Department of Education to provide for a competitive grant program as specified in Specific Appropriation 110.

DEPARTMENT OF EDUCATION			
	Mass Communication.....	742,645	
	Site Hardening and Mass Communication.....	10,348,204	
	Region 1-Bay County K12 Target Hardening.....	145,000	
	Region 2-K12 Target Hardening.....	180,000	
	Region 2-TCC Target Hardening.....	110,000	
	Region 2-FSU Mass Gathering.....	115,324	
DIVISION OF EMERGENCY MANAGEMENT			
	Miami/Ft Lauderdale Urban Areas Security Initiative (UASI).....	4,977,300	
	Orlando Urban Areas Security Initiative (UASI).....	4,041,872	
	Tampa Urban Areas Security Initiative (UASI).....	3,311,469	
	Management and Administration (UASI).....	369,919	

1950A	LUMP SUM EMPLOYEE COMPENSATION AND BENEFITS FROM GENERAL REVENUE FUND	361,332,419	
	FROM TRUST FUNDS		227,032,996
1952	SPECIAL CATEGORIES ASSOCIATION DUES FROM GENERAL REVENUE FUND	215,170	
1953	SPECIAL CATEGORIES ADMINISTRATION COMMISSION AND FLORIDA LAND AND WATER ADJUDICATORY COMMISSION - ADMINISTRATIVE APPEALS FROM GENERAL REVENUE FUND	10,000	
1954	SPECIAL CATEGORIES TRANSFER TO PLANNING AND BUDGETING SYSTEM TRUST FUND FROM GENERAL REVENUE FUND	5,631,918	

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1954A	SPECIAL CATEGORIES GRANTS AND AIDS - PUBLIC ASSISTANCE FROM GENERAL REVENUE FUND	11,282,930	
1954B	SPECIAL CATEGORIES PUBLIC ASSISTANCE - STATE OPERATIONS FROM GENERAL REVENUE FUND	2,234,583	
1954C	SPECIAL CATEGORIES GRANTS AND AIDS - HAZARD MITIGATION FROM GENERAL REVENUE FUND	528,554	
1954D	SPECIAL CATEGORIES HAZARD MITIGATION - STATE OPERATIONS FROM GENERAL REVENUE FUND	1,243,300	
1954E	SPECIAL CATEGORIES DISASTER ACTIVITY - STATE OBLIGATIONS FROM GENERAL REVENUE FUND	280,000	
1954F	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	-1,304,194	
	FROM TRUST FUNDS		-1,142,699
TOTAL: PROGRAM: ADMINISTERED FUNDS			
	FROM GENERAL REVENUE FUND	390,576,671	
	FROM TRUST FUNDS		252,164,922
TOTAL ALL FUNDS			642,741,593

BUSINESS AND PROFESSIONAL REGULATION, DEPARTMENT OF

PROGRAM: OFFICE OF THE SECRETARY AND ADMINISTRATION

EXECUTIVE DIRECTION AND SUPPORT SERVICES

	APPROVED SALARY RATE	7,578,227	
1955	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND	150.50	9,974,358
1956	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND		720,587
1957	EXPENSES FROM ADMINISTRATIVE TRUST FUND		1,470,299
1958	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND		27,088
1959	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM ADMINISTRATIVE TRUST FUND		401,930
1960	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND		254,780
1961	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM ADMINISTRATIVE TRUST FUND		6,500
1962	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND		54,723
1963	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM ADMINISTRATIVE TRUST FUND		7,650

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1964	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ADMINISTRATIVE TRUST FUND . . .		116,394
1965	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND . . .		54,545
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS	13,088,854	
	TOTAL POSITIONS	150.50	
	TOTAL ALL FUNDS	13,088,854	

INFORMATION TECHNOLOGY

	APPROVED SALARY RATE	3,030,394	
1966	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND . . .	55.00	3,967,681
1967	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND . . .		94,096
1968	EXPENSES FROM ADMINISTRATIVE TRUST FUND . . .		1,444,038
1969	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND . . .		100,000
1970	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND . . .		2,422,110
1971	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND . . .		15,850
1972	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ADMINISTRATIVE TRUST FUND . . .		13,501
1973	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND . . .		17,675
1974	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM ADMINISTRATIVE TRUST FUND . . .		57,244
1975	DATA PROCESSING SERVICES NORTHWOOD SHARED RESOURCE CENTER FROM ADMINISTRATIVE TRUST FUND . . .		548,733
1976	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM ADMINISTRATIVE TRUST FUND . . .		23,137
TOTAL:	INFORMATION TECHNOLOGY FROM TRUST FUNDS	8,704,065	
	TOTAL POSITIONS	55.00	
	TOTAL ALL FUNDS	8,704,065	

PROGRAM: SERVICE OPERATION

CUSTOMER CONTACT CENTER

	APPROVED SALARY RATE	3,019,323	
1977	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND . . .	92.00	4,209,621

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1978	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND . . .		225,000
1979	EXPENSES FROM ADMINISTRATIVE TRUST FUND . . .		521,625
1979A	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND . . .		3,000
1980	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND . . .		9,000
1981	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND . . .		48,100
1982	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ADMINISTRATIVE TRUST FUND . . .		5,430
1983	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND . . .		30,716
TOTAL:	CUSTOMER CONTACT CENTER FROM TRUST FUNDS		5,052,492
	TOTAL POSITIONS	92.00	
	TOTAL ALL FUNDS		5,052,492

CENTRAL INTAKE

	APPROVED SALARY RATE	3,472,732	
1984	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND . . .	108.50	4,918,764
1985	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND . . .		372,954
1986	EXPENSES FROM ADMINISTRATIVE TRUST FUND . . .		573,218
1987	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND . . .		3,000
1988	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND . . .		1,000,000
1989	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND . . .		39,531
1990	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ADMINISTRATIVE TRUST FUND . . .		26,950
1991	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND . . .		40,851
TOTAL:	CENTRAL INTAKE FROM TRUST FUNDS		6,975,268
	TOTAL POSITIONS	108.50	
	TOTAL ALL FUNDS		6,975,268

SECTION 6 - GENERAL GOVERNMENT

PROGRAM: PROFESSIONAL REGULATION

COMPLIANCE AND ENFORCEMENT

The Board of Accountancy is directed to submit a report to provide the results of an evaluation of the Department of Business and Professional Regulation's administrative performance for the Division of Certified Public Accounting, which may include, but not be limited to, surveying licensed Certified Public Accountants on delivery of services by the division. This report must be completed and submitted to the President of the Senate and the Speaker of the House of Representatives no later than December 31, 2013.

	APPROVED SALARY RATE	11,439,969	
1992	SALARIES AND BENEFITS FROM PROFESSIONAL REGULATION TRUST FUND	269.00	15,562,831
1993	OTHER PERSONAL SERVICES FROM PROFESSIONAL REGULATION TRUST FUND		833,742
1994	EXPENSES FROM PROFESSIONAL REGULATION TRUST FUND		3,142,985
1995	OPERATING CAPITAL OUTLAY FROM PROFESSIONAL REGULATION TRUST FUND		6,920
1996	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM PROFESSIONAL REGULATION TRUST FUND		174,900

From the funds provided in Specific Appropriation 1996, the Department of Business and Professional Regulation may purchase one or more motor vehicles for replacement when the mileage of a vehicle is in excess of 150,000 miles unless it is determined by the secretary that the vehicle replacement is a critical safety issue, or based on emergency or unforeseen circumstances as provided in section 287.14(3), Florida Statutes.

1997	SPECIAL CATEGORIES LEGAL SERVICES CONTRACT FROM PROFESSIONAL REGULATION TRUST FUND		899,080
1998	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF HEALTH FROM PROFESSIONAL REGULATION TRUST FUND		282,637
1999	SPECIAL CATEGORIES UNLICENSED ACTIVITIES FROM PROFESSIONAL REGULATION TRUST FUND		975,050

From the funds in Specific Appropriation 1999, up to \$285,000 from the Professional Regulation Trust Fund is provided to the Department of Business and Professional Regulation to prevent, combat, and publicize the dangers of unlicensed real estate activity in Florida. The department shall develop, implement, and maintain an unlicensed activity campaign in consultation with a corporation that is registered under chapter 617, Florida Statutes, as a not-for-profit corporation and qualified under the Internal Revenue Service Code as a 501(c)(6) corporation, and that represents the largest number of licensed Florida real estate professionals. The campaign shall encompass media production, advertising, and other techniques that the department may wish to utilize after first consulting with the not-for-profit corporation. Special emphasis shall be placed on the investigation and prosecution of unlicensed real estate activities. To further the purpose of the unlicensed activity campaign, the department shall be authorized to accept in-kind contributions of services, media production, or advertising materials from the not-for-profit corporation. Any advertising, media, or materials produced as a result

SECTION 6 - GENERAL GOVERNMENT

of contributions shall carry acknowledgements of joint production and sponsorship. The department may not allocate overhead charges to these unlicensed activity campaign funds.

From the funds in Specific Appropriation 1999, up to \$85,000 from the Professional Regulation Trust Fund is provided to the Department of Business and Professional Regulation to institute an unlicensed activity campaign for the purpose of informing and educating the public: (1) that public accounting is a regulated profession with requirements of licensure pursuant to chapter 473, Florida Statutes; (2) that some services provided by unlicensed individuals, although legal, are regulated when provided by a licensed Florida Certified Public Accountant; and, (3) that certain services may only be performed by a licensed Florida Certified Public Accountant. The department shall develop the campaign in consultation with a corporation that is registered under chapter 617, Florida Statutes, as a not-for-profit corporation and qualified under the Internal Revenue Service Code as a 501(c)(6) corporation, and that represents the largest number of licensed Florida Certified Public Accountants. Any advertising, media, or materials produced as a result of contributions shall carry acknowledgements of joint production and sponsorship. The department may not allocate overhead charges to these unlicensed activity campaign funds.

From the funds in Specific Appropriation 1999, up to \$250,000 from the Professional Regulation Trust Fund is provided to the Department of Business and Professional Regulation to enhance department enforcement activities, which include stings and sweeps, relating to unlicensed construction activity in Florida. The department may not allocate overhead charges to these unlicensed activity campaign funds.

From the funds in Specific Appropriation 1999, the Department of Business and Professional Regulation shall submit a report to the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee by November 1, 2013, detailing the unlicensed activity functions performed by the department during Fiscal Year 2012-2013. The report shall contain a detailed breakout of activities, revenues, and expenditures by board and/or profession, and include any relevant information to indicate the department's compliance with section 455.2281, Florida Statutes.

2000	SPECIAL CATEGORIES CLAIMS PAYMENTS FROM CONSTRUCTION RECOVERY FROM PROFESSIONAL REGULATION TRUST FUND		2,100,000
2001	SPECIAL CATEGORIES CLAIMS PAYMENT/AUCTIONER RECOVERY FUND FROM PROFESSIONAL REGULATION TRUST FUND		106,579
2002	SPECIAL CATEGORIES TRANSFER ARCHITECT & INTERIOR DESIGN ACTIVITIES CH. 2002-274 FROM PROFESSIONAL REGULATION TRUST FUND		425,239
2003	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PROFESSIONAL REGULATION TRUST FUND		2,158,138
2004	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM PROFESSIONAL REGULATION TRUST FUND		191,236
2005	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PROFESSIONAL REGULATION TRUST FUND		287,407
2006	SPECIAL CATEGORIES MINORITY SCHOLARSHIPS - CERTIFIED PUBLIC ACCOUNTING FROM PROFESSIONAL REGULATION TRUST FUND		100,000

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2007	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM PROFESSIONAL REGULATION TRUST FUND		103,362
2008	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PROFESSIONAL REGULATION TRUST FUND		109,328
2009	SPECIAL CATEGORIES GRANTS AND AIDS - FLORIDA ENGINEERING MANAGEMENT CORPORATION (FEMC) CONTRACTED SERVICES FROM PROFESSIONAL REGULATION TRUST FUND		2,070,000
2010	FINANCIAL ASSISTANCE PAYMENTS SCHOLARSHIPS AND REAL ESTATE RECOVERY FUND FROM PROFESSIONAL REGULATION TRUST FUND		450,000
TOTAL:	COMPLIANCE AND ENFORCEMENT FROM TRUST FUNDS		29,979,434
	TOTAL POSITIONS	269.00	
	TOTAL ALL FUNDS		29,979,434
FLORIDA BOXING COMMISSION			
	APPROVED SALARY RATE	222,062	
2011	SALARIES AND BENEFITS POSITIONS FROM PROFESSIONAL REGULATION TRUST FUND	4.00	292,024
2012	OTHER PERSONAL SERVICES FROM PROFESSIONAL REGULATION TRUST FUND		110,371
2013	EXPENSES FROM PROFESSIONAL REGULATION TRUST FUND		156,920
2014	SPECIAL CATEGORIES TRANSFER TO THE PROFESSIONAL REGULATION TRUST FUND FROM GENERAL REVENUE FUND	515,824	
2015	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PROFESSIONAL REGULATION TRUST FUND		2,000
2016	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PROFESSIONAL REGULATION TRUST FUND		5,520
2017	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PROFESSIONAL REGULATION TRUST FUND		3,822
TOTAL:	FLORIDA BOXING COMMISSION FROM GENERAL REVENUE FUND	515,824	
	FROM TRUST FUNDS		570,657
	TOTAL POSITIONS	4.00	
	TOTAL ALL FUNDS		1,086,481

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TESTING AND CONTINUING EDUCATION			
	APPROVED SALARY RATE	1,410,700	
2018	SALARIES AND BENEFITS POSITIONS FROM PROFESSIONAL REGULATION TRUST FUND	41.00	1,956,285
2019	EXPENSES FROM PROFESSIONAL REGULATION TRUST FUND		283,871
2020	OPERATING CAPITAL OUTLAY FROM PROFESSIONAL REGULATION TRUST FUND		3,000
2021	SPECIAL CATEGORIES EXAMINATION TESTING SERVICES FOR PROFESSIONAL REGULATION FROM PROFESSIONAL REGULATION TRUST FUND		518,235
2022	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PROFESSIONAL REGULATION TRUST FUND		6,000
2023	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM PROFESSIONAL REGULATION TRUST FUND		1,000
2024	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PROFESSIONAL REGULATION TRUST FUND		13,798
2025	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM PROFESSIONAL REGULATION TRUST FUND		5,211
2026	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PROFESSIONAL REGULATION TRUST FUND		13,901
TOTAL:	TESTING AND CONTINUING EDUCATION FROM TRUST FUNDS		2,801,301
	TOTAL POSITIONS	41.00	
	TOTAL ALL FUNDS		2,801,301
FARM AND CHILD LABOR REGULATION			
	APPROVED SALARY RATE	1,038,622	
2027	SALARIES AND BENEFITS POSITIONS FROM PROFESSIONAL REGULATION TRUST FUND	30.00	1,493,964
2028	EXPENSES FROM PROFESSIONAL REGULATION TRUST FUND		160,342
2029	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM PROFESSIONAL REGULATION TRUST FUND		45,000

From the funds provided in Specific Appropriation 2029, the Department of Business and Professional Regulation may purchase one or more motor vehicles for replacement when the mileage of a vehicle is in excess of 150,000 miles unless it is determined by the secretary that the vehicle replacement is a critical safety issue, or based on emergency or

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unforeseen circumstances as provided in section 287.14(3), Florida Statutes.

2030	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PROFESSIONAL REGULATION TRUST FUND		20,590
2031	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM PROFESSIONAL REGULATION TRUST FUND		69,400
2032	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PROFESSIONAL REGULATION TRUST FUND		4,493
2033	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM PROFESSIONAL REGULATION TRUST FUND		2,648
2034	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PROFESSIONAL REGULATION TRUST FUND		9,666
TOTAL:	FARM AND CHILD LABOR REGULATION FROM TRUST FUNDS		1,806,103
	TOTAL POSITIONS	30.00	
	TOTAL ALL FUNDS		1,806,103
PROGRAM: PARI-MUTUEL WAGERING			
PARI-MUTUEL WAGERING			
	APPROVED SALARY RATE	2,752,337	
2035	SALARIES AND BENEFITS POSITIONS FROM PARI-MUTUEL WAGERING TRUST FUND	65.00	3,733,503
2036	OTHER PERSONAL SERVICES FROM PARI-MUTUEL WAGERING TRUST FUND		1,636,166
2037	EXPENSES FROM PARI-MUTUEL WAGERING TRUST FUND		700,827
2038	OPERATING CAPITAL OUTLAY FROM PARI-MUTUEL WAGERING TRUST FUND		13,032
2039	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM PARI-MUTUEL WAGERING TRUST FUND		24,802
	From the funds provided in Specific Appropriation 2039, the Department of Business and Professional Regulation may purchase one or more motor vehicles for replacement when the mileage of a vehicle is in excess of 150,000 miles unless it is determined by the secretary that the vehicle replacement is a critical safety issue, or based on emergency or unforeseen circumstances as provided in section 287.14(3), Florida Statutes.		
2040	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PARI-MUTUEL WAGERING TRUST FUND		7,317

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2041	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM PARI-MUTUEL WAGERING TRUST FUND		62,000
2042	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PARI-MUTUEL WAGERING TRUST FUND		118,353
2043	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM PARI-MUTUEL WAGERING TRUST FUND		10,063
2044	SPECIAL CATEGORIES RACING ANIMAL MEDICAL RESEARCH FROM PARI-MUTUEL WAGERING TRUST FUND		100,000
2045	SPECIAL CATEGORIES PARI-MUTUEL LABORATORY CONTRACTED SERVICES FROM PARI-MUTUEL WAGERING TRUST FUND		2,266,000
2046	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PARI-MUTUEL WAGERING TRUST FUND		42,727
2047	SPECIAL CATEGORIES CONTRACT FOR PARI-MUTUEL WAGERING COMPLIANCE AND AUDIT SYSTEM FROM PARI-MUTUEL WAGERING TRUST FUND		296,476
TOTAL:	PARI-MUTUEL WAGERING FROM TRUST FUNDS		9,011,266
	TOTAL POSITIONS	65.00	
	TOTAL ALL FUNDS		9,011,266
SLOT MACHINE REGULATION			
	APPROVED SALARY RATE	2,134,053	
2048	SALARIES AND BENEFITS POSITIONS FROM PARI-MUTUEL WAGERING TRUST FUND	50.00	2,965,276
2049	OTHER PERSONAL SERVICES FROM PARI-MUTUEL WAGERING TRUST FUND		10,000
2050	EXPENSES FROM PARI-MUTUEL WAGERING TRUST FUND		275,248
2051	OPERATING CAPITAL OUTLAY FROM PARI-MUTUEL WAGERING TRUST FUND		10,863
2052	SPECIAL CATEGORIES COMPULSIVE AND ADDICTIVE GAMBLING PREVENTION CONTRACT FROM PARI-MUTUEL WAGERING TRUST FUND		600,000
	Funds in Specific Appropriation 2052 shall be placed in reserve contingent upon the submission of a report to the chair of the Senate Appropriations Subcommittee on General Government, the chair of the House Government Operations Appropriations Subcommittee, and the Executive Office of the Governor's Office of Policy and Budget detailing the services that will be delivered, the expected results, and recommended performance measures to be included in the contract for the		

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provision of services related to the prevention and reduction of compulsive and addictive gambling. The report shall also include the effectiveness of Fiscal Year 2012-13 efforts in reducing problem gambling. No earlier than 14 days after the submission of the report, the department may request the release of funds pursuant to the provisions of chapter 216, Florida Statutes.

2053	SPECIAL CATEGORIES TRANSFER TO THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT - SLOT INVESTIGATIONS FROM PARI-MUTUEL WAGERING TRUST FUND			232,730
2054	SPECIAL CATEGORIES TRANSFER TO THE OFFICE OF THE STATE ATTORNEY - SLOT INVESTIGATIONS AND PROSECUTIONS FROM PARI-MUTUEL WAGERING TRUST FUND			172,192
2055	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PARI-MUTUEL WAGERING TRUST FUND			90,000
2056	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM PARI-MUTUEL WAGERING TRUST FUND			19,743
2057	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PARI-MUTUEL WAGERING TRUST FUND			8,080
2058	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM PARI-MUTUEL WAGERING TRUST FUND			2,848
2059	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PARI-MUTUEL WAGERING TRUST FUND			17,345
TOTAL:	SLOT MACHINE REGULATION FROM TRUST FUNDS			4,404,325
	TOTAL POSITIONS	50.00		
	TOTAL ALL FUNDS			4,404,325
PROGRAM: HOTELS AND RESTAURANTS				
COMPLIANCE AND ENFORCEMENT				
	APPROVED SALARY RATE	11,414,915		
2060	SALARIES AND BENEFITS POSITIONS FROM HOTEL AND RESTAURANT TRUST FUND	307.00		15,431,422
2061	OTHER PERSONAL SERVICES FROM HOTEL AND RESTAURANT TRUST FUND			28,591
2062	EXPENSES FROM HOTEL AND RESTAURANT TRUST FUND			1,750,826
2063	OPERATING CAPITAL OUTLAY FROM HOTEL AND RESTAURANT TRUST FUND			8,500

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2064	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM HOTEL AND RESTAURANT TRUST FUND			451,000
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From the funds provided in Specific Appropriation 2064, the Department of Business and Professional Regulation may purchase one or more motor vehicles for replacement when the mileage of a vehicle is in excess of 150,000 miles unless it is determined by the secretary that the vehicle replacement is a critical safety issue, or based on emergency or unforeseen circumstances as provided in section 287.14(3), Florida Statutes.

2064A	SPECIAL CATEGORIES TRANSFER TO VISIT FLORIDA FROM HOTEL AND RESTAURANT TRUST FUND			500,000
	Funds in Specific Appropriation 2064A shall be transferred to Visit Florida to contract with the Florida Restaurant and Lodging Association, Inc. (FRLA), to develop a coordinated marketing, media and events program to promote Florida tourism by residents of the state. This campaign shall require a private matching program and shall be conducted throughout the state, as approved by and monitored by Visit Florida and FRLA, for the purpose of promoting tourism within the state.			
2065	SPECIAL CATEGORIES TRANSFERS TO DEPARTMENT OF HEALTH FOR EPIDEMIOLOGICAL SERVICES FROM HOTEL AND RESTAURANT TRUST FUND			607,149
2066	SPECIAL CATEGORIES GRANTS AND AIDS - SCHOOL-TO-CAREER FROM HOTEL AND RESTAURANT TRUST FUND			706,698
2067	SPECIAL CATEGORIES CONTRACTED SERVICES FROM HOTEL AND RESTAURANT TRUST FUND			70,509
2068	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM HOTEL AND RESTAURANT TRUST FUND			429,294
2069	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM HOTEL AND RESTAURANT TRUST FUND			296,278
2070	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HOTEL AND RESTAURANT TRUST FUND			25,000
2071	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HOTEL AND RESTAURANT TRUST FUND			99,055
TOTAL:	COMPLIANCE AND ENFORCEMENT FROM TRUST FUNDS			20,404,322
	TOTAL POSITIONS	307.00		
	TOTAL ALL FUNDS			20,404,322
PROGRAM: ALCOHOLIC BEVERAGES AND TOBACCO				
COMPLIANCE AND ENFORCEMENT				
	APPROVED SALARY RATE	8,601,321		

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2072	SALARIES AND BENEFITS POSITIONS	188.75	
	FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		11,416,835
2073	OTHER PERSONAL SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		7,075
2074	EXPENSES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		1,472,747
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND		185,997
2075	OPERATING CAPITAL OUTLAY FROM FEDERAL LAW ENFORCEMENT TRUST FUND		43,860
2076	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		315,644
2077	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		78,044
2078	SPECIAL CATEGORIES OPERATION AND MAINTENANCE OF PATROL VEHICLES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		835,505
2079	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		357,826
2080	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		172,846
2081	SPECIAL CATEGORIES TRANSFER FOR CONTRACTED DISPATCH SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		140,000
2082	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		28,219
2083	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		62,630
TOTAL:	COMPLIANCE AND ENFORCEMENT FROM TRUST FUNDS		15,117,228
	TOTAL POSITIONS	188.75	
	TOTAL ALL FUNDS		15,117,228
STANDARDS AND LICENSURE			
	APPROVED SALARY RATE	2,326,263	
2084	SALARIES AND BENEFITS POSITIONS	59.50	
	FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		3,314,957

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2085	OTHER PERSONAL SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		11,000
2086	EXPENSES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		558,788
2087	OPERATING CAPITAL OUTLAY FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		5,000
2088	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		17,733
2089	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		11,136
2090	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		12,229
2091	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		21,112
TOTAL:	STANDARDS AND LICENSURE FROM TRUST FUNDS		3,951,955
	TOTAL POSITIONS	59.50	
	TOTAL ALL FUNDS		3,951,955
TAX COLLECTION			
	APPROVED SALARY RATE	3,090,631	
2092	SALARIES AND BENEFITS POSITIONS	80.00	
	FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		4,329,159
2093	OTHER PERSONAL SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		1,500
2094	EXPENSES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		654,493
2095	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		21,180
2096	SPECIAL CATEGORIES CIGARETTE TAX STAMPS FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		866,505
2097	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		20,288
2098	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		12,998

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2099	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		28,764
TOTAL:	TAX COLLECTION FROM TRUST FUNDS		5,934,887
	TOTAL POSITIONS	80.00	
	TOTAL ALL FUNDS		5,934,887
PROGRAM: FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES			
COMPLIANCE AND ENFORCEMENT			
	APPROVED SALARY RATE	4,343,750	
2100	SALARIES AND BENEFITS POSITIONS FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND	111.00	5,906,899
2101	OTHER PERSONAL SERVICES FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND		49,076
2102	EXPENSES FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND		952,225
2103	OPERATING CAPITAL OUTLAY FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND		1,298
2104	SPECIAL CATEGORIES CONTRACTED SERVICES FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND		17,500
2105	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND		100,627
2106	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND		11,856
2107	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND		38,366
TOTAL:	COMPLIANCE AND ENFORCEMENT FROM TRUST FUNDS		7,077,847
	TOTAL POSITIONS	111.00	
	TOTAL ALL FUNDS		7,077,847

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TOTAL: BUSINESS AND PROFESSIONAL REGULATION, DEPARTMENT OF FROM GENERAL REVENUE FUND				515,824	
FROM TRUST FUNDS					134,880,004
TOTAL POSITIONS				1,611.25	
TOTAL ALL FUNDS					135,395,828
TOTAL APPROVED SALARY RATE				65,875,299	
PROGRAM: CITRUS, DEPARTMENT OF CITRUS RESEARCH					
APPROVED SALARY RATE				1,368,951	
2108	SALARIES AND BENEFITS POSITIONS FROM CITRUS ADVERTISING TRUST FUND	21.00			1,707,138
2109	OTHER PERSONAL SERVICES FROM CITRUS ADVERTISING TRUST FUND				78,000
2110	EXPENSES FROM CITRUS ADVERTISING TRUST FUND				1,011,896
2111	OPERATING CAPITAL OUTLAY FROM CITRUS ADVERTISING TRUST FUND				251,000
2112	SPECIAL CATEGORIES CONTRACTED SERVICES FROM CITRUS ADVERTISING TRUST FUND				9,920,494
2113	SPECIAL CATEGORIES PAID ADVERTISING AND PROMOTION FROM CITRUS ADVERTISING TRUST FUND				182,000
2114	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM CITRUS ADVERTISING TRUST FUND				6,254
TOTAL:	CITRUS RESEARCH FROM TRUST FUNDS				13,156,782
	TOTAL POSITIONS	21.00			
	TOTAL ALL FUNDS				13,156,782
EXECUTIVE DIRECTION AND SUPPORT SERVICES					
APPROVED SALARY RATE				1,466,931	
2115	SALARIES AND BENEFITS POSITIONS FROM CITRUS ADVERTISING TRUST FUND	24.00			2,057,485
2116	OTHER PERSONAL SERVICES FROM CITRUS ADVERTISING TRUST FUND				78,000
2117	EXPENSES FROM CITRUS ADVERTISING TRUST FUND				1,172,706
2118	OPERATING CAPITAL OUTLAY FROM CITRUS ADVERTISING TRUST FUND				119,779
2119	SPECIAL CATEGORIES CONTRACTED SERVICES FROM CITRUS ADVERTISING TRUST FUND				807,655
2120	SPECIAL CATEGORIES PAID ADVERTISING AND PROMOTION FROM CITRUS ADVERTISING TRUST FUND				75,000
2121	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM CITRUS ADVERTISING TRUST FUND				12,830

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2122	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM CITRUS ADVERTISING TRUST FUND		9,557
2123	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM CITRUS ADVERTISING TRUST FUND		1,578
2124	DATA PROCESSING SERVICES NORTHWOOD SHARED RESOURCE CENTER FROM CITRUS ADVERTISING TRUST FUND		14,158
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS		4,348,748
	TOTAL POSITIONS	24.00	
	TOTAL ALL FUNDS		4,348,748
AGRICULTURAL PRODUCTS MARKETING			
	APPROVED SALARY RATE	1,176,994	
2125	SALARIES AND BENEFITS POSITIONS FROM CITRUS ADVERTISING TRUST FUND	12.00	1,634,671
2126	OTHER PERSONAL SERVICES FROM CITRUS ADVERTISING TRUST FUND		17,000
2127	EXPENSES FROM CITRUS ADVERTISING TRUST FUND		761,331
From the funds provided in Specific Appropriation 2127, the Department of Citrus may contract to reimburse the Florida Commission on Tourism/Florida Tourism Industry Marketing Corporation for an amount not to exceed \$240,000 for the cost of citrus juice dispensed at the Florida Welcome Stations.			
2128	SPECIAL CATEGORIES CONTRACTED SERVICES FROM CITRUS ADVERTISING TRUST FUND		100,000
2129	SPECIAL CATEGORIES PAID ADVERTISING AND PROMOTION FROM CITRUS ADVERTISING TRUST FUND		41,095,526
2130	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM CITRUS ADVERTISING TRUST FUND		5,596
TOTAL:	AGRICULTURAL PRODUCTS MARKETING FROM TRUST FUNDS		43,614,124
	TOTAL POSITIONS	12.00	
	TOTAL ALL FUNDS		43,614,124
TOTAL:	PROGRAM: CITRUS, DEPARTMENT OF FROM TRUST FUNDS		61,119,654
	TOTAL POSITIONS	57.00	
	TOTAL ALL FUNDS		61,119,654
	TOTAL APPROVED SALARY RATE	4,012,876	

ECONOMIC OPPORTUNITY, DEPARTMENT OF

From the funds in Specific Appropriations 2131 through 2233, any expenditure from the Temporary Assistance for Needy Families (TANF) Block Grant must be expended in accordance with the requirements and limitations of Part A of Title IV of the Social Security Act, as amended, or any other applicable federal requirement or limitation. Before any funds are released by the Department of Children and Families, each provider shall identify the number of clients to be served and certify their eligibility under Part A of Title IV of the Social Security Act. Funds may not be released for services to any

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clients except those so identified and certified.

The department head or a designee shall certify that controls are in place to ensure that such funds are expended in accordance with the requirements and limitations of federal law and that reporting requirements of federal law are met. It shall be the responsibility of any entity to which such funds are appropriated to obtain the required certification prior to any expenditure of funds.

From the funds in Specific Appropriations 2131 through 2233, no federal or state funds shall be used to pay for space being leased by a Regional Workforce Board, Workforce Florida, Inc., or the Department of Economic Opportunity if it has been determined by whichever entity is the lessee that there is no longer a need for the leased space. All leases, and performance and obligations under the leases, are subject to and contingent upon an annual appropriation by the Florida Legislature. In the event that such annual appropriation does not occur, or in the alternative, there is either a reduction in funding from the prior annual appropriation or the entity which is the lessee determines that the annual appropriation is insufficient to meet the requirements of the leases, then the lessee has the right to terminate the lease upon written notice by the lessee and the lessee shall have no further obligations under the contracts.

PROGRAM: EXECUTIVE DIRECTION AND SUPPORT SERVICES

EXECUTIVE LEADERSHIP

	APPROVED SALARY RATE	2,911,849	
2131	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	41.00 348,433	2,958,225
2132	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND		105,013
2133	EXPENSES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	33,009	493,304
2134	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND		17,177
2135	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM GENERAL REVENUE FUND		168,470
2136	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND FROM SPECIAL EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND		233,778 500,000
2137	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	1,678	10,863
2138	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	3,891	10,792
2139	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM ADMINISTRATIVE TRUST FUND		7,943

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TOTAL: EXECUTIVE LEADERSHIP			
FROM GENERAL REVENUE FUND	555,481		
FROM TRUST FUNDS		4,337,095	
TOTAL POSITIONS	41.00		
TOTAL ALL FUNDS		4,892,576	

FINANCE AND ADMINISTRATION

Four positions and \$375,370 from the Administrative Trust Fund in Specific Appropriation 2140 (Salaries and Benefits - \$334,062), Specific Appropriation 2142 (Expenses - \$39,892), and Specific Appropriation 2146 (Human Resources Services - \$1,416) are provided to enhance financial monitoring and oversight of Regional Workforce Boards. The Department of Economic Opportunity shall provide a report on February 1, 2014, to the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee describing the specific work activities assigned to these positions and the outcomes of the enhanced oversight.

APPROVED SALARY RATE	5,078,745		
2140 SALARIES AND BENEFITS POSITIONS	92.50		
FROM ADMINISTRATIVE TRUST FUND . . .		5,735,200	
FROM REVOLVING TRUST FUND		883,086	
2141 OTHER PERSONAL SERVICES			
FROM ADMINISTRATIVE TRUST FUND . . .		46,995	
FROM REVOLVING TRUST FUND		50,000	
2142 EXPENSES			
FROM GENERAL REVENUE FUND	36,497		
FROM ADMINISTRATIVE TRUST FUND . . .		597,105	
FROM REVOLVING TRUST FUND		1,418,634	
2143 OPERATING CAPITAL OUTLAY			
FROM ADMINISTRATIVE TRUST FUND . . .		52,322	
2143A SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM SPECIAL EMPLOYMENT SECURITY			
ADMINISTRATION TRUST FUND		82,000	
2144 SPECIAL CATEGORIES			
GRANTS AND AIDS - CONTRACTED SERVICES			
FROM ADMINISTRATIVE TRUST FUND . . .		710,198	
FROM REVOLVING TRUST FUND		1,036,300	
2145 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM ADMINISTRATIVE TRUST FUND . . .		25,744	
FROM REVOLVING TRUST FUND		3,810	
2146 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM ADMINISTRATIVE TRUST FUND . . .		22,548	
FROM REVOLVING TRUST FUND		4,674	
2147 DATA PROCESSING SERVICES			
SOUTHWOOD SHARED RESOURCE CENTER			
FROM ADMINISTRATIVE TRUST FUND . . .		95,036	
2148 FIXED CAPITAL OUTLAY			
REED ACT BUILDINGS PROJECTS - STATEWIDE			
FROM REVOLVING TRUST FUND		361,000	
TOTAL: FINANCE AND ADMINISTRATION			
FROM GENERAL REVENUE FUND	36,497		
FROM TRUST FUNDS		11,124,652	
TOTAL POSITIONS	92.50		
TOTAL ALL FUNDS		11,161,149	

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INFORMATION SYSTEMS AND SUPPORT SERVICES

APPROVED SALARY RATE	4,676,476		
2149 SALARIES AND BENEFITS POSITIONS	71.00		
FROM ADMINISTRATIVE TRUST FUND . . .		5,940,225	
FROM STATE ECONOMIC ENHANCEMENT			
AND DEVELOPMENT TRUST FUND		69,455	
2150 OTHER PERSONAL SERVICES			
FROM ADMINISTRATIVE TRUST FUND . . .		125,041	
2151 EXPENSES			
FROM GENERAL REVENUE FUND	10,559		
FROM ADMINISTRATIVE TRUST FUND . . .		1,104,543	
FROM STATE ECONOMIC ENHANCEMENT			
AND DEVELOPMENT TRUST FUND		9,973	
2152 OPERATING CAPITAL OUTLAY			
FROM ADMINISTRATIVE TRUST FUND . . .		219,365	
2153 SPECIAL CATEGORIES			
GRANTS AND AIDS - CONTRACTED SERVICES			
FROM ADMINISTRATIVE TRUST FUND . . .		1,275,018	
2154 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM ADMINISTRATIVE TRUST FUND . . .		53,484	
2155 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM ADMINISTRATIVE TRUST FUND . . .		18,208	
FROM STATE ECONOMIC ENHANCEMENT			
AND DEVELOPMENT TRUST FUND		354	
2156 DATA PROCESSING SERVICES			
SOUTHWOOD SHARED RESOURCE CENTER			
FROM ADMINISTRATIVE TRUST FUND . . .		99,516	
TOTAL: INFORMATION SYSTEMS AND SUPPORT SERVICES			
FROM GENERAL REVENUE FUND	10,559		
FROM TRUST FUNDS		8,915,182	
TOTAL POSITIONS	71.00		
TOTAL ALL FUNDS		8,925,741	

PROGRAM: WORKFORCE SERVICES

WORKFORCE DEVELOPMENT

From the funds in Specific Appropriations 2157 through 2186, the Department of Economic Opportunity shall determine if any funds provided for specific workforce programs, projects or initiatives are not an allowable use of federal funds. If the department finds that any project or initiative for which funds are specifically appropriated in this act is not an allowable use of federal funds, the department shall notify the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee.

APPROVED SALARY RATE	24,388,497		
2157 SALARIES AND BENEFITS POSITIONS	660.50		
FROM EMPLOYMENT SECURITY			
ADMINISTRATION TRUST FUND		33,277,149	
FROM WELFARE TRANSITION TRUST FUND .		1,209,286	
FROM SPECIAL EMPLOYMENT SECURITY			
ADMINISTRATION TRUST FUND		523,279	
2158 OTHER PERSONAL SERVICES			
FROM EMPLOYMENT SECURITY			
ADMINISTRATION TRUST FUND		8,631,599	
FROM WELFARE TRANSITION TRUST FUND .		65,313	

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2159	EXPENSES		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND	1,183,103	
	FROM WELFARE TRANSITION TRUST FUND	1,105,389	
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		45,076
2160	OPERATING CAPITAL OUTLAY		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND	109,473	
	FROM WELFARE TRANSITION TRUST FUND	26,424	
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		175,530

2160A	SPECIAL CATEGORIES		
	GRANTS AND AIDS - WORKFORCE PROJECTS		
	FROM GENERAL REVENUE FUND	750,000	

From the funds in Specific Appropriation 2160A, \$750,000 of nonrecurring General Revenue funds are provided for the Florida Goodwill Association.

2161	SPECIAL CATEGORIES		
	NON CUSTODIAL PARENT PROGRAM		
	FROM WELFARE TRANSITION TRUST FUND		1,416,000

From the funds provided in Specific Appropriation 2161, \$750,000 from the Welfare Transition Trust Fund is provided for the Non-Custodial Parent Program in Pinellas, Pasco, and Hillsborough counties. The Pinellas Workforce Board (WorkNet) shall administer the funds, which shall be maintained as a single project for the three counties.

From the funds provided in Specific Appropriation 2161, \$666,000 from the Welfare Transition Trust Fund is provided to continue Gulf Coast Community Care's current Non-Custodial Parent Program in Miami-Dade County, which shall be administered by the South Florida Workforce Board.

2162	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	1,000,000	
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND	21,044,979	
	FROM WELFARE TRANSITION TRUST FUND	575,000	
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		1,200,000

From the funds in Specific Appropriation 2162, \$1,000,000 of General Revenue funds is provided for the purpose of implementing the provisions of section 445.07, Florida Statutes, including any related administrative costs.

From the funds in Specific Appropriation 2162, \$750,000 from the Employment Security Administration Trust Fund is allocated to the Home Builders Institute's Pre-Apprenticeship Certificate Training (PACT) program. Funds shall be used to provide veterans with career training, vocational training and job placement services in the home building industry.

2163	SPECIAL CATEGORIES		
	GRANTS AND AIDS - REGIONAL WORKFORCE		
	BOARDS		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND	229,344,538	
	FROM WELFARE TRANSITION TRUST FUND		54,014,907

Funds provided in Specific Appropriation 2163 from the Welfare Transition Trust Fund shall be allocated for workforce services based on a plan approved by Workforce Florida, Inc. The plan shall maximize funds distributed directly to the regional workforce boards, and shall identify any funds allocated for state-level and discretionary initiatives. The plan must equitably distribute funds to the boards based on anticipated client caseload to maximize the ability of the state to meet performance standards, including federal work participation rate requirements, and prioritize services provided to

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one-parent families. Copies of the proposed allocation shall be provided to the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee.

From the funds provided in Specific Appropriation 2163, any expenditures by regional workforce boards for "outreach," "advertising," or "public relations" must have a direct program benefit and must be spent in strict accordance with all applicable federal regulations and guidance. Costs of promotional items, including but not limited to capes, blankets, clothing, and memorabilia, including models, gifts, and souvenirs, which exceed \$5,000 for outreach purposes must be approved prior to purchase by the Department of Economic Opportunity.

No funds in Specific Appropriation 2163 may be used directly or indirectly to pay for meals, food, or beverages for board members, staff, or employees of regional workforce boards, Workforce Florida, Inc., or the Department of Economic Opportunity except as expressly authorized by state law. Preapproved, reasonable, and necessary per diem allowances and travel established in section 112.061, Florida Statutes, and shall be in compliance with all applicable federal and state requirements. No funds in Specific Appropriation 2163 may be used for entertainment costs and recreational activities for board members and employees as these terms are defined in 2 C.F.R. part 230.

No funds in Specific Appropriation 2163 may be used for any contract exceeding \$25,000 between a regional workforce board and a member of that board that has any relationship with the contracting vendor, unless the contract has been reviewed by the Department of Economic Opportunity and Workforce Florida, Inc.

2163A	SPECIAL CATEGORIES		
	GRANTS AND AIDS - DISPLACED HOMEOWNERS		
	FROM DISPLACED HOMEOWNERS TRUST		
	FUND		1,816,434

2164	SPECIAL CATEGORIES		
	GRANTS AND AIDS - BUSINESS PARTNERSHIPS/		
	SKILL ASSESSMENT AND TRAINING		
	FROM GENERAL REVENUE FUND	2,300,000	

2165	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		1,166,128
	FROM WELFARE TRANSITION TRUST FUND		5,449
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		23

2166	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		244,536
	FROM WELFARE TRANSITION TRUST FUND		5,770
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		505

2167	DATA PROCESSING SERVICES		
	SOUTHWOOD SHARED RESOURCE CENTER		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		414,410
	FROM WELFARE TRANSITION TRUST FUND		164,341

TOTAL: WORKFORCE DEVELOPMENT			
FROM GENERAL REVENUE FUND	4,050,000		
FROM TRUST FUNDS		357,764,641	
TOTAL POSITIONS	660.50		
TOTAL ALL FUNDS		361,814,641	

REEMPLOYMENT ASSISTANCE PROGRAM			
APPROVED SALARY RATE	21,410,269		

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2168	SALARIES AND BENEFITS	POSITIONS	596.00	
	FROM EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			32,561,664
2169	OTHER PERSONAL SERVICES			
	FROM EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			6,964,926
2170	EXPENSES			
	FROM EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			16,550,129
2171	OPERATING CAPITAL OUTLAY			
	FROM EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			304,795
2171A	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			5,763
2172	SPECIAL CATEGORIES			
	GRANTS AND AIDS - CONTRACTED SERVICES			
	FROM EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			49,137,971
	FROM SPECIAL EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			2,000,000
2173	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			391,609
2174	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			247,888
2175	QUALIFIED EXPENDITURE CATEGORY			
	REEMPLOYMENT ASSISTANCE CLAIMS AND			
	BENEFITS SYSTEM			
	FROM EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			1,193,648
2176	DATA PROCESSING SERVICES			
	SOUTHWOOD SHARED RESOURCE CENTER			
	FROM EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			2,567,804
TOTAL:	REEMPLOYMENT ASSISTANCE PROGRAM			
	FROM TRUST FUNDS			111,926,197
	TOTAL POSITIONS	596.00		
	TOTAL ALL FUNDS			111,926,197
WORKFORCE FLORIDA, INC.				
	APPROVED SALARY RATE	749,292		
2177	SALARIES AND BENEFITS	POSITIONS	9.00	
	FROM ADMINISTRATIVE TRUST FUND			909,004
2178	SPECIAL CATEGORIES			
	WORKFORCE FLORIDA INC. OPERATIONS			
	FROM EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			1,365,263
	FROM WELFARE TRANSITION TRUST FUND			1,032,598
	FROM SPECIAL EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			534,001
2179	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM ADMINISTRATIVE TRUST FUND			7,508

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2180	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM ADMINISTRATIVE TRUST FUND			2,133
2181	SPECIAL CATEGORIES			
	QUICK RESPONSE TRAINING			
	FROM SPECIAL EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			6,000,000
2182	SPECIAL CATEGORIES			
	INCUMBENT WORKER TRAINING PROGRAM			
	FROM EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			2,000,000
TOTAL:	WORKFORCE FLORIDA, INC.			
	FROM TRUST FUNDS			11,850,507
	TOTAL POSITIONS	9.00		
	TOTAL ALL FUNDS			11,850,507
REEMPLOYMENT ASSISTANCE APPEALS COMMISSION				
	APPROVED SALARY RATE	2,592,091		
2183	SALARIES AND BENEFITS	POSITIONS	43.00	
	FROM EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			3,325,080
2184	SPECIAL CATEGORIES			
	REEMPLOYMENT ASSISTANCE APPEALS COMMISSION			
	- OPERATIONS			
	FROM EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			765,371
2185	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			12,358
2186	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM EMPLOYMENT SECURITY			
	ADMINISTRATION TRUST FUND			15,308
TOTAL:	REEMPLOYMENT ASSISTANCE APPEALS COMMISSION			
	FROM TRUST FUNDS			4,118,117
	TOTAL POSITIONS	43.00		
	TOTAL ALL FUNDS			4,118,117
PROGRAM: COMMUNITY DEVELOPMENT				
COMMUNITY PLANNING				
	APPROVED SALARY RATE	1,938,783		
2187	SALARIES AND BENEFITS	POSITIONS	38.00	
	FROM GENERAL REVENUE FUND			1,860,810
	FROM STATE ECONOMIC ENHANCEMENT			
	AND DEVELOPMENT TRUST FUND			412,599
	FROM FEDERAL GRANTS TRUST FUND			149,252
	FROM GRANTS AND DONATIONS TRUST			
	FUND			246,920
2188	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND		17,903	
	FROM FEDERAL GRANTS TRUST FUND			82,280
	FROM GRANTS AND DONATIONS TRUST			
	FUND			11,888
2189	EXPENSES			
	FROM GENERAL REVENUE FUND		189,415	

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	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND	25,885	
	FROM FEDERAL GRANTS TRUST FUND	126,000	
	FROM GRANTS AND DONATIONS TRUST FUND	25,000	
2190	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND		1,328
	FROM GRANTS AND DONATIONS TRUST FUND	500	
2191	SPECIAL CATEGORIES GRANTS AND AIDS - BLACK BUSINESS LOAN PROGRAM FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND	2,225,000	
2192	SPECIAL CATEGORIES HISPANIC BUSINESS INITIATIVE FUND OUTREACH PROGRAM FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND	775,000	
2193	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND	1,122,000	
2194	SPECIAL CATEGORIES GRANTS AND AIDS - ECONOMIC DEVELOPMENT PROGRAMS FROM GENERAL REVENUE FUND	10,000,000	
<p>Pursuant to the provisions of section 498 of chapter 2011-142, Laws of Florida, the Department of Economic Opportunity shall use the funds provided in Specific Appropriation 2194 to execute a contract with the Office of Economic Development and Engagement within the University of West Florida for the charitable purpose of developing and implementing an innovative economic development program for promoting research and development, commercialization of research, economic diversification, and job creation in a Disproportionally Affected County.</p>			
2194A	SPECIAL CATEGORIES GRANTS AND AIDS - REGIONAL PLANNING COUNCILS FROM GENERAL REVENUE FUND	2,500,000	
<p>Funds in Specific Appropriation 2194A are provided to the Regional Planning Councils, 75 percent of which must be divided equally among the councils, and 25 percent of which must be allocated according to population. The funds shall be used to implement the Florida Five-Year Strategic Plan for Economic Development, address problems of greater than local concern, and provide technical assistance to local governments, economic development organizations, and other stakeholders.</p>			
2195	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	9,682	
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND	1,765	
	FROM FEDERAL GRANTS TRUST FUND	336	
	FROM GRANTS AND DONATIONS TRUST FUND	1,684	
2196	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	18,977	
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND	1,686	
	FROM FEDERAL GRANTS TRUST FUND	747	
	FROM GRANTS AND DONATIONS TRUST FUND	242	

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2197	SPECIAL CATEGORIES RURAL COMMUNITY DEVELOPMENT FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND	360,000	
	FROM ECONOMIC DEVELOPMENT TRUST FUND	810,000	
2198	SPECIAL CATEGORIES GRANTS AND AIDS - TECHNICAL AND PLANNING ASSISTANCE FROM GRANTS AND DONATIONS TRUST FUND	1,200,000	
2199	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM GENERAL REVENUE FUND	7,943	
2200	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY SPACE, DEFENSE, AND RURAL INFRASTRUCTURE FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND	1,600,000	
TOTAL: COMMUNITY PLANNING FROM GENERAL REVENUE FUND			
	FROM TRUST FUNDS	14,606,058	9,178,784
	TOTAL POSITIONS	38.00	
	TOTAL ALL FUNDS		23,784,842
HOUSING AND COMMUNITY DEVELOPMENT			
APPROVED SALARY RATE 2,284,069			
2201	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	52.00	507,900
	FROM FLORIDA SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUND		1,243,168
	FROM FEDERAL GRANTS TRUST FUND		1,295,141
	FROM GRANTS AND DONATIONS TRUST FUND		126,044
2202	OTHER PERSONAL SERVICES FROM FLORIDA SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUND	30,000	85,000
	FROM FEDERAL GRANTS TRUST FUND		5,000
	FROM GRANTS AND DONATIONS TRUST FUND		
2203	EXPENSES FROM GENERAL REVENUE FUND	73,643	
	FROM FLORIDA SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUND		399,364
	FROM FEDERAL GRANTS TRUST FUND		308,159
	FROM GRANTS AND DONATIONS TRUST FUND		43,620
2204	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	960	
	FROM FLORIDA SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUND		1,656
	FROM FEDERAL GRANTS TRUST FUND		2,550
2205	SPECIAL CATEGORIES GRANTS AND AIDS - COMMUNITY SERVICES BLOCK GRANTS FROM FEDERAL GRANTS TRUST FUND		21,876,498

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2206	SPECIAL CATEGORIES GRANTS AND AIDS - COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) - SMALL CITIES FROM FLORIDA SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUND		30,000,000
2207	SPECIAL CATEGORIES GRANTS AND AIDS - HOME ENERGY ASSISTANCE FROM FEDERAL GRANTS TRUST FUND		78,100,000
2208	SPECIAL CATEGORIES GRANTS AND AIDS - WEATHERIZATION ASSISTANCE PROGRAM (WAP) FROM FEDERAL GRANTS TRUST FUND		6,000,000
2209	SPECIAL CATEGORIES GRANTS AND AIDS - WEATHERIZATION ASSISTANCE PROGRAM (WAP) - LOW INCOME HOUSING ENERGY ASSISTANCE PROGRAM (LIHEAP) FROM FEDERAL GRANTS TRUST FUND		12,000,000
2210	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND	480	
	FROM FLORIDA SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUND		722,322
	FROM FEDERAL GRANTS TRUST FUND		365,000
	FROM GRANTS AND DONATIONS TRUST FUND		8,080
2211	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	3,159	
	FROM FLORIDA SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUND		9,685
	FROM FEDERAL GRANTS TRUST FUND		8,774
	FROM GRANTS AND DONATIONS TRUST FUND		487
2212	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	4,536	
	FROM FLORIDA SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUND		6,465
	FROM FEDERAL GRANTS TRUST FUND		7,885
	FROM GRANTS AND DONATIONS TRUST FUND		958
2213	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM FLORIDA SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUND		20,056
TOTAL:	HOUSING AND COMMUNITY DEVELOPMENT FROM GENERAL REVENUE FUND	590,678	
	FROM TRUST FUNDS		152,665,912
	TOTAL POSITIONS	52.00	
	TOTAL ALL FUNDS		153,256,590

PROGRAM: STRATEGIC BUSINESS DEVELOPMENT

STRATEGIC BUSINESS DEVELOPMENT

From the funds provided in Specific Appropriations 2215 through 2233, the Department of Economic Opportunity must competitively procure and execute a contract for an independent third-party to verify that each business that receives an economic development incentive satisfies all of the requirements of the incentive agreement, including job creation numbers. These comprehensive performance audit functions shall include

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reviewing: 100 percent of all incentive claims, including audit confirmations; procedures used to verify incentive eligibility; and the department's records for accuracy and completeness. The independent third-party contractor shall perform all functions and conduct all of the activities necessary to verify compliance with the performance terms of economic development incentive contracts. If there is insufficient operating budget authority in Specific Appropriation 2224 (Grants and Aids - Contracted Services) to pay for the independent third-party contractor, the department may submit a budget amendment in accordance with chapter 216, Florida Statutes, to transfer funds provided in Specific Appropriation 2220, or any other operating appropriation category within this budget entity, to implement the comprehensive performance audits.

	APPROVED SALARY RATE	1,628,785	
2215	SALARIES AND BENEFITS POSITIONS FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND	27.00	2,143,390
2216	OTHER PERSONAL SERVICES FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND		146,294
2217	EXPENSES FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND		423,944
2218	OPERATING CAPITAL OUTLAY FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND		24,346
2220	LUMP SUM ECONOMIC DEVELOPMENT TOOLS FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND		16,221,106
	FROM ECONOMIC DEVELOPMENT TRUST FUND		3,800,000

Funds provided in Specific Appropriation 2220 are provided for the Qualified Target Industry (QTI) Tax Refund, Qualified Defense Contractor and Space Flight Business Tax Refund, QTI Tax Refund - Brownfield Redevelopment Bonus, Brownfield Redevelopment Grants, Quick Action Closing Fund, and Innovation Incentive programs, and only for projects that meet the eligibility requirements of law. Funds shall only be disbursed when projects meet the contracted performance requirements. Funds provided in Specific Appropriation 2220 from the Economic Development Trust Fund represent local matching funds.

Funds provided in Specific Appropriation 2220 from the State Economic Enhancement and Development (SEED) Trust Fund may be allocated, as necessary, to cover the costs of the contract with an independent third-party to conduct comprehensive performance audits for all economic development incentive agreements.

Funds provided in Specific Appropriation 2220 from the SEED Trust Fund may be used to provide early stage venture capital funds to be allocated by the Institute for the Commercialization of Public Research contingent upon Senate Bill 546 or similar legislation becoming law.

Funds provided in Specific Appropriation 2220 shall not be allocated and released for any purpose not specified in this act.

2221	SPECIAL CATEGORIES GRANTS AND AIDS - INSTITUTE FOR THE COMMERCIALIZATION OF PUBLIC RESEARCH FROM GENERAL REVENUE FUND	1,000,000	
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND		1,500,000

From the funds in Specific Appropriation 2221, \$1,000,000 of nonrecurring general revenue funds is contingent upon Senate Bill 546 or similar legislation becoming law.

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2222 SPECIAL CATEGORIES
 GRANTS AND AID - FLORIDA DEFENSE SUPPORT
 TASK FORCE
 FROM GENERAL REVENUE FUND 5,000,000

2223 SPECIAL CATEGORIES
 GRANTS AND AIDS - ADVOCATING INTERNATIONAL
 RELATIONSHIPS
 FROM GENERAL REVENUE FUND 400,000

From the funds provided in Specific Appropriation 2223, \$400,000 of nonrecurring general revenue funds are provided for the CAMACOL - Florida Trade and Exhibition Center.

2223A SPECIAL CATEGORIES
 ECONOMIC DEVELOPMENT PROJECTS
 FROM GENERAL REVENUE FUND 5,300,000

From the general revenue funds provided in Specific Appropriation 2223A, \$2,500,000 of nonrecurring funds is provided for the Rowing Center in Sarasota County.

From the general revenue funds provided in Specific Appropriation 2223A, \$1,000,000 of nonrecurring funds is provided to the City of Miami for public infrastructure improvements within the Miami Design District located in the Enterprise Zone. The state contribution shall be contingent upon the provision of a fifty percent match from the City of Miami and/or Miami-Dade County in either the form of a cash contribution or capital project to benefit the area.

From the general revenue funds provided in Specific Appropriation 2223A, \$1,800,000 of nonrecurring funds is provided to Walton County for the Mossy Head Industrial Park Infrastructure project.

2224 SPECIAL CATEGORIES
 GRANTS AND AIDS - CONTRACTED SERVICES
 FROM GENERAL REVENUE FUND 250,000
 FROM STATE ECONOMIC ENHANCEMENT
 AND DEVELOPMENT TRUST FUND 808,532

2225 SPECIAL CATEGORIES
 GRANTS AND AIDS - ENTERPRISE FLORIDA
 PROGRAM
 FROM GENERAL REVENUE FUND 1,500,000
 FROM STATE ECONOMIC ENHANCEMENT
 AND DEVELOPMENT TRUST FUND 9,050,000
 FROM FLORIDA INTERNATIONAL TRADE
 AND PROMOTION TRUST FUND 4,900,000
 FROM PROFESSIONAL SPORTS
 DEVELOPMENT TRUST FUND 3,500,000

From the funds in Specific Appropriation 2225, \$4,900,000 from the International Trade and Promotion Trust Fund is provided for international programs.

From the funds in Specific Appropriation 2225, \$1,500,000 of nonrecurring General Revenue is provided to establish and market Enterprise Florida's statewide business brand for Florida.

From the recurring funds provided in Specific Appropriation 2225 from the State Economic Enhancement and Development (SEED) Trust Fund, \$150,000 is provided to maintain an international office in Japan, \$100,000 is provided to establish and maintain an international office in Tel Aviv, Israel, and \$200,000 is provided for the Southeast U.S./Japan Association and Florida/Korea Economic Cooperation Committee.

2225A SPECIAL CATEGORIES
 GRANTS AND AIDS - FLORIDA MANUFACTURING
 EXTENSION PARTNERSHIP (FMEP)
 FROM STATE ECONOMIC ENHANCEMENT
 AND DEVELOPMENT TRUST FUND 500,000

From the funds provided in Specific Appropriation 2225A from the State Economic Enhancement and Development Trust Fund, \$500,000 is provided to

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the Florida Manufacturing Extension Partnership for the purpose of leveraging federal and private resources for the support and delivery of services to the manufacturing community to provide economic stimulus through job creation and retention and assist Florida manufacturers to become more efficient and globally competitive.

2226 SPECIAL CATEGORIES
 GRANTS AND AIDS - MILITARY BASE PROTECTION
 FROM STATE ECONOMIC ENHANCEMENT
 AND DEVELOPMENT TRUST FUND 1,000,000

Funds in Specific Appropriation 2226 shall be allocated as follows:

Military Base Protection..... 150,000
 Defense Reinvestment..... 850,000

2227 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM STATE ECONOMIC ENHANCEMENT
 AND DEVELOPMENT TRUST FUND 2,963

2228 SPECIAL CATEGORIES
 GRANTS AND AIDS - VISIT FLORIDA
 FROM GENERAL REVENUE FUND 4,400,000
 FROM STATE ECONOMIC ENHANCEMENT
 AND DEVELOPMENT TRUST FUND 27,500,791
 FROM TOURISM PROMOTIONAL TRUST
 FUND 22,099,209

From the funds provided in Specific Appropriation 2228, \$1,500,000 of nonrecurring State Economic Enhancement and Development (SEED) trust funds shall be transferred to Space Florida to market and promote the space tourism industry in Florida's Space Coast Region. By November 30, 2014, Space Florida must submit a report to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Executive Director of the Department of Economic Opportunity that details the expenditures and accomplishments of Space Florida during Fiscal Year 2013-2014, including: methods, strategies, and messages used; total expenditures; overview of results, including consumer reach, of the executed marketing initiatives; and the total impact, financial and otherwise, to the space tourism industry. Space Florida may use these funds to support marketing and promotion initiatives undertaken by businesses engaged in, or relating to, the space tourism industry in Florida's Space Coast Region, including, but not limited to, spaceflight entities, as defined in section 331.501, Florida Statutes, and entities related to launch and landing sites or facilities.

2229 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM STATE ECONOMIC ENHANCEMENT
 AND DEVELOPMENT TRUST FUND 12,992

2230 SPECIAL CATEGORIES
 GRANTS AND AIDS - SPACE FLORIDA
 FROM GENERAL REVENUE FUND 7,000,000
 FROM STATE ECONOMIC ENHANCEMENT
 AND DEVELOPMENT TRUST FUND 5,000,000

From the Funds in Specific Appropriation 2230, \$1,000,000 of recurring State Economic Enhancement and Development (SEED) Trust Funds is provided to support collaborative research, development, and commercialization of projects related to aerospace and other technology and life sciences as further described through a Memorandum of Understanding (MOU) which Space Florida is authorized to enter into with the Ministry of Industry, Trade and Labor of the State of Israel.

2232 DATA PROCESSING SERVICES
 SOUTHWOOD SHARED RESOURCE CENTER
 FROM STATE ECONOMIC ENHANCEMENT
 AND DEVELOPMENT TRUST FUND 24,220

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2233	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY SPACE, DEFENSE, AND RURAL INFRASTRUCTURE FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND		1,600,000
TOTAL:	STRATEGIC BUSINESS DEVELOPMENT FROM GENERAL REVENUE FUND	24,850,000	
	FROM TRUST FUNDS		100,257,787
	TOTAL POSITIONS	27.00	
	TOTAL ALL FUNDS		125,107,787
TOTAL:	ECONOMIC OPPORTUNITY, DEPARTMENT OF FROM GENERAL REVENUE FUND	44,699,273	
	FROM TRUST FUNDS		772,138,874
	TOTAL POSITIONS	1,630.00	
	TOTAL ALL FUNDS		816,838,147
	TOTAL APPROVED SALARY RATE	67,658,856	
FINANCIAL SERVICES, DEPARTMENT OF			
PROGRAM: OFFICE OF CHIEF FINANCIAL OFFICER AND ADMINISTRATION			
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	APPROVED SALARY RATE	6,467,609	
2234	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND	142.00	8,983,348
2235	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND		27,801
2236	EXPENSES FROM ADMINISTRATIVE TRUST FUND		1,359,766
2237	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND		10,000
2238	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM ADMINISTRATIVE TRUST FUND		790,217
From the funds provided in Specific Appropriation 2238, the Department of Financial Services may purchase one or more motor vehicles for replacement when the mileage of a vehicle is in excess of 150,000 miles, unless it is determined by the Chief Financial Officer that the vehicle replacement is a critical safety issue, or based on an emergency or unforeseen circumstances as provided for in section 287.14(3), Florida Statutes. Law enforcement motor vehicles are excluded from this provision.			
2239	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND		427,325
2240	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM ADMINISTRATIVE TRUST FUND		3,500
2241	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND		119,367
2242	SPECIAL CATEGORIES TENANT BROKER COMMISSIONS FROM ADMINISTRATIVE TRUST FUND		60,000
2243	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ADMINISTRATIVE TRUST FUND		118,268

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2244	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND		52,271
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS		11,951,863
	TOTAL POSITIONS	142.00	
	TOTAL ALL FUNDS		11,951,863
LEGAL SERVICES			
	APPROVED SALARY RATE	4,588,844	
2245	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND	91.00	5,973,215
2246	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND		279,388
2247	EXPENSES FROM ADMINISTRATIVE TRUST FUND		680,736
2248	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND		3,639
2249	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM ADMINISTRATIVE TRUST FUND		381,933
2250	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND		253,306
2251	SPECIAL CATEGORIES HOLOCAUST VICTIMS ASSISTANCE ADMINISTRATION FROM INSURANCE REGULATORY TRUST FUND		308,007
2252	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND		21,679
2253	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ADMINISTRATIVE TRUST FUND		51,361
2254	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND		29,068
TOTAL:	LEGAL SERVICES FROM TRUST FUNDS		7,982,332
	TOTAL POSITIONS	91.00	
	TOTAL ALL FUNDS		7,982,332
INFORMATION TECHNOLOGY			
	APPROVED SALARY RATE	6,427,248	
2255	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND	131.00	9,057,100
2256	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND		98,834
2257	EXPENSES FROM ADMINISTRATIVE TRUST FUND		3,371,378

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2258	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND . . .	844,120
2259	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND . . .	7,133,454
2260	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM ADMINISTRATIVE TRUST FUND . . .	2,900
2261	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND . . .	32,673
2262	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM ADMINISTRATIVE TRUST FUND . . .	184,076
2263	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ADMINISTRATIVE TRUST FUND . . .	21,275
2264	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND . . .	45,644
2265	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM ADMINISTRATIVE TRUST FUND . . .	1,578
2266	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM ADMINISTRATIVE TRUST FUND . . .	44,783
TOTAL:	INFORMATION TECHNOLOGY FROM TRUST FUNDS	20,837,815
	TOTAL POSITIONS	131.00
	TOTAL ALL FUNDS	20,837,815
CONSUMER ADVOCATE		
	APPROVED SALARY RATE	479,372
2267	SALARIES AND BENEFITS POSITIONS FROM INSURANCE REGULATORY TRUST FUND	5.00 531,769
2268	OTHER PERSONAL SERVICES FROM INSURANCE REGULATORY TRUST FUND	115,229
2269	EXPENSES FROM INSURANCE REGULATORY TRUST FUND	49,127
2270	OPERATING CAPITAL OUTLAY FROM INSURANCE REGULATORY TRUST FUND	4,000
2271	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND	20,471
2272	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INSURANCE REGULATORY TRUST FUND	1,442
2273	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND	1,138

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2274	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND	1,866
TOTAL:	CONSUMER ADVOCATE FROM TRUST FUNDS	725,042
	TOTAL POSITIONS	5.00
	TOTAL ALL FUNDS	725,042
INFORMATION TECHNOLOGY - FLAIR INFRASTRUCTURE		
	APPROVED SALARY RATE	4,917,539
2275	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND . . .	107.00 6,136,712 458,292
2276	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	5,000
2277	EXPENSES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND . . .	1,564,138 168,513
2278	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	104,880
2279	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND . . .	2,668,816 2,181,500
<p>From the funds in Specific Appropriation 2279, \$1,750,000 from the Administrative Trust is provided to the Department of Financial Services to contract with an independent third party consulting firm with experience in planning and/or managing public sector technology projects to complete a study of the Florida Accounting Information Resource Subsystem (FLAIR), and provide a recommendation to replace or enhance FLAIR. The study shall also include an assessment of the feasibility of implementing an Enterprise Resource Planning system for the State of Florida. The study should include an inventory of all agency systems interfacing with FLAIR and assess the advantages and disadvantages of replacing: (1) FLAIR; (2) FLAIR and the Cash Management Subsystem (CMS); (3) FLAIR, CMS, and the procurement and personnel information subsystems; and (4) FLAIR, CMS, the procurement and personnel information subsystem, and the planning and budgeting subsystem. The purpose of the study is to identify and recommend replacement or enhancement options for consideration and shall include all specific changes needed in the Florida Statutes and financial business practices. The study shall be submitted to the Governor, President of the Senate, and Speaker of the House of Representatives.</p>		
2280	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND . . .	13,468 1,260
2281	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND . . .	85,914 25,000
2282	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	3,824
2283	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND . . .	34,233 2,593

SECTION 6 - GENERAL GOVERNMENT

TOTAL: INFORMATION TECHNOLOGY - FLAIR INFRASTRUCTURE
 FROM GENERAL REVENUE FUND 10,616,985
 FROM TRUST FUNDS 2,837,158
 TOTAL POSITIONS 107.00
 TOTAL ALL FUNDS 13,454,143

PROGRAM: TREASURY

DEPOSIT SECURITY

APPROVED SALARY RATE 963,124

2284 SALARIES AND BENEFITS POSITIONS 23.00
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 1,448,155

2285 OTHER PERSONAL SERVICES
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 1,500

2286 EXPENSES
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 247,113

2287 OPERATING CAPITAL OUTLAY
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 1,783

2288 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 80,205

2289 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 14,255

2290 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 2,616

2291 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 7,484

TOTAL: DEPOSIT SECURITY
 FROM TRUST FUNDS 1,803,111
 TOTAL POSITIONS 23.00
 TOTAL ALL FUNDS 1,803,111

STATE FUNDS MANAGEMENT AND INVESTMENT

APPROVED SALARY RATE 1,183,429

2292 SALARIES AND BENEFITS POSITIONS 28.50
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 1,681,240

2293 OTHER PERSONAL SERVICES
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 17,500

2294 EXPENSES
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 249,846

2295 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 948,785

SECTION 6 - GENERAL GOVERNMENT

2297 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 9,098

TOTAL: STATE FUNDS MANAGEMENT AND INVESTMENT
 FROM TRUST FUNDS 2,906,469
 TOTAL POSITIONS 28.50
 TOTAL ALL FUNDS 2,906,469

SUPPLEMENTAL RETIREMENT PLAN

APPROVED SALARY RATE 437,759

2298 SALARIES AND BENEFITS POSITIONS 12.00
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 645,034

2299 OTHER PERSONAL SERVICES
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 20,100

2300 EXPENSES
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 108,828

2301 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 252

2302 SPECIAL CATEGORIES
 DEFERRED COMPENSATION ADMINISTRATIVE
 SERVICES
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 950,000

2303 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 1,905

2304 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM TREASURY ADMINISTRATIVE AND
 INVESTMENT TRUST FUND 3,706

TOTAL: SUPPLEMENTAL RETIREMENT PLAN
 FROM TRUST FUNDS 1,729,825
 TOTAL POSITIONS 12.00
 TOTAL ALL FUNDS 1,729,825

PROGRAM: FINANCIAL ACCOUNTABILITY FOR PUBLIC FUNDS

STATE FINANCIAL INFORMATION AND STATE AGENCY ACCOUNTING

APPROVED SALARY RATE 8,649,176

2305 SALARIES AND BENEFITS POSITIONS 184.00
 FROM GENERAL REVENUE FUND 10,439,357
 FROM ADMINISTRATIVE TRUST FUND 1,093,368

2306 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 22,994
 FROM ADMINISTRATIVE TRUST FUND 127,420

2307 EXPENSES
 FROM GENERAL REVENUE FUND 1,326,184
 FROM ADMINISTRATIVE TRUST FUND 129,451

SECTION 6 - GENERAL GOVERNMENT

2308	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	27,000	
2309	SPECIAL CATEGORIES POSTCONVICTION CAPITAL COLLATERAL CASES - REGISTRY ATTORNEYS FROM ADMINISTRATIVE TRUST FUND		1,716,384
2310	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	605,949	
2311	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND	3,100	
2312	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND	55,791	
2313	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	700	
2314	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	5,122	3,805
2315	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	57,890	2,425
2316	SPECIAL CATEGORIES TRANSFER TO THE PRISON INDUSTRY ENHANCEMENT (PIE) PROGRAM FROM PRISON INDUSTRIES TRUST FUND		750,000

Funds in Specific Appropriation 2316 are provided for transfer to the Prison Industries Enhancement Program. Funds in the Prison Industries Trust Fund may be expended by the corporation for allowable expenditures under sections 946.522 and 946.523, Florida Statutes. Such funds may be paid by warrants drawn by the Chief Financial Officer upon receipt of a corporate resolution that has been duly authorized by the board of directors of the corporation, authorized under part II of chapter 946, Florida Statutes.

TOTAL: STATE FINANCIAL INFORMATION AND STATE AGENCY			
	ACCOUNTING		
	FROM GENERAL REVENUE FUND	12,488,296	
	FROM TRUST FUNDS		3,878,644
	TOTAL POSITIONS	184.00	
	TOTAL ALL FUNDS		16,366,940

RECOVERY AND RETURN OF UNCLAIMED PROPERTY

	APPROVED SALARY RATE	2,431,972	
2317	SALARIES AND BENEFITS POSITIONS FROM UNCLAIMED PROPERTY TRUST FUND	62.00	3,125,089
2318	OTHER PERSONAL SERVICES FROM UNCLAIMED PROPERTY TRUST FUND		180,000
2319	EXPENSES FROM UNCLAIMED PROPERTY TRUST FUND		834,309
2320	OPERATING CAPITAL OUTLAY FROM UNCLAIMED PROPERTY TRUST FUND		7,500
2321	SPECIAL CATEGORIES CONTRACTED SERVICES FROM UNCLAIMED PROPERTY TRUST FUND		226,794

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2322	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM UNCLAIMED PROPERTY TRUST FUND		9,143
2323	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM UNCLAIMED PROPERTY TRUST FUND		7,024
2324	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM UNCLAIMED PROPERTY TRUST FUND		20,423
TOTAL: RECOVERY AND RETURN OF UNCLAIMED PROPERTY FROM TRUST FUNDS			4,410,282
	TOTAL POSITIONS	62.00	
	TOTAL ALL FUNDS		4,410,282
PROGRAM: FIRE MARSHAL			
COMPLIANCE AND ENFORCEMENT			
	APPROVED SALARY RATE	2,596,911	
2325	SALARIES AND BENEFITS POSITIONS FROM INSURANCE REGULATORY TRUST FUND	67.00	3,434,796
2326	OTHER PERSONAL SERVICES FROM INSURANCE REGULATORY TRUST FUND		15,339
2327	EXPENSES FROM INSURANCE REGULATORY TRUST FUND		557,479
2328	OPERATING CAPITAL OUTLAY FROM INSURANCE REGULATORY TRUST FUND		9,144
2329	SPECIAL CATEGORIES ELECTRONIC COMMERCE FEES FOR COLLECTION OF REVENUE FROM INSURANCE REGULATORY TRUST FUND		13,200
2330	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND		80,205
2331	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM INSURANCE REGULATORY TRUST FUND		33,700
2332	SPECIAL CATEGORIES SUPPLEMENTAL FIREFIGHTERS COMPENSATION FROM INSURANCE REGULATORY TRUST FUND		8,000
2333	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND		13,242
2334	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND		21,462

SECTION 6 - GENERAL GOVERNMENT

TOTAL: COMPLIANCE AND ENFORCEMENT			
FROM TRUST FUNDS			4,186,567
TOTAL POSITIONS	67.00		
TOTAL ALL FUNDS			4,186,567
FIRE AND ARSON INVESTIGATIONS			
APPROVED SALARY RATE	5,631,736		
2335 SALARIES AND BENEFITS POSITIONS	120.00		
FROM INSURANCE REGULATORY TRUST			
FUND			7,658,859
2336 OTHER PERSONAL SERVICES			
FROM INSURANCE REGULATORY TRUST			
FUND			19,028
2337 EXPENSES			
FROM INSURANCE REGULATORY TRUST			
FUND			1,444,938
2338 OPERATING CAPITAL OUTLAY			
FROM INSURANCE REGULATORY TRUST			
FUND			82,409
2339 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM INSURANCE REGULATORY TRUST			
FUND			155,374
2340 SPECIAL CATEGORIES			
ON-CALL FEES			
FROM INSURANCE REGULATORY TRUST			
FUND			350,000
2341 SPECIAL CATEGORIES			
OPERATION OF MOTOR VEHICLES			
FROM INSURANCE REGULATORY TRUST			
FUND			133,900
2342 SPECIAL CATEGORIES			
SALARY INCENTIVE PAYMENTS			
FROM INSURANCE REGULATORY TRUST			
FUND			103,124
2343 SPECIAL CATEGORIES			
SUPPLEMENTAL FIREFIGHTERS COMPENSATION			
FROM INSURANCE REGULATORY TRUST			
FUND			8,000
2344 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM INSURANCE REGULATORY TRUST			
FUND			26,081
2345 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM INSURANCE REGULATORY TRUST			
FUND			40,545
TOTAL: FIRE AND ARSON INVESTIGATIONS			
FROM TRUST FUNDS			10,022,258
TOTAL POSITIONS	120.00		
TOTAL ALL FUNDS			10,022,258
PROFESSIONAL TRAINING AND STANDARDS			
APPROVED SALARY RATE	1,112,016		
2346 SALARIES AND BENEFITS POSITIONS	29.00		
FROM INSURANCE REGULATORY TRUST			
FUND			1,639,956

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2347 OTHER PERSONAL SERVICES			
FROM INSURANCE REGULATORY TRUST			
FUND			190,000
2348 EXPENSES			
FROM INSURANCE REGULATORY TRUST			
FUND			561,845
2349 OPERATING CAPITAL OUTLAY			
FROM INSURANCE REGULATORY TRUST			
FUND			23,294
2350 SPECIAL CATEGORIES			
ELECTRONIC COMMERCE FEES FOR COLLECTION OF			
REVENUE			
FROM INSURANCE REGULATORY TRUST			
FUND			13,200
2351 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM INSURANCE REGULATORY TRUST			
FUND			145,008
2352 SPECIAL CATEGORIES			
DOMESTIC SECURITY			
FROM INSURANCE REGULATORY TRUST			
FUND			50
2353 SPECIAL CATEGORIES			
OPERATION OF MOTOR VEHICLES			
FROM INSURANCE REGULATORY TRUST			
FUND			17,900
2354 SPECIAL CATEGORIES			
SUPPLEMENTAL FIREFIGHTERS COMPENSATION			
FROM INSURANCE REGULATORY TRUST			
FUND			14,500
2355 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM INSURANCE REGULATORY TRUST			
FUND			26,519
2356 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM INSURANCE REGULATORY TRUST			
FUND			12,437
2357 FIXED CAPITAL OUTLAY			
STATE FIRE COLLEGE-BUILDING REPAIR AND			
MAINTENANCE			
FROM INSURANCE REGULATORY TRUST			
FUND			163,000
TOTAL: PROFESSIONAL TRAINING AND STANDARDS			
FROM TRUST FUNDS			2,807,709
TOTAL POSITIONS	29.00		
TOTAL ALL FUNDS			2,807,709
FIRE MARSHAL ADMINISTRATIVE AND SUPPORT SERVICES			
APPROVED SALARY RATE	852,002		
2358 SALARIES AND BENEFITS POSITIONS	16.00		
FROM INSURANCE REGULATORY TRUST			
FUND			1,227,950
2359 OTHER PERSONAL SERVICES			
FROM INSURANCE REGULATORY TRUST			
FUND			20,102
2360 EXPENSES			
FROM INSURANCE REGULATORY TRUST			
FUND			245,454

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2361	OPERATING CAPITAL OUTLAY FROM INSURANCE REGULATORY TRUST FUND	191,000
2362	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND	151,189
2363	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM INSURANCE REGULATORY TRUST FUND	1,300
2364	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INSURANCE REGULATORY TRUST FUND	375,858
2365	SPECIAL CATEGORIES SUPPLEMENTAL FIREFIGHTERS COMPENSATION FROM INSURANCE REGULATORY TRUST FUND	7,500
2366	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND	4,985
2367	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND	6,130
2367A	FIXED CAPITAL OUTLAY STATE ARSON LABORATORY - BUILDING REPAIR AND MAINTENANCE FROM INSURANCE REGULATORY TRUST FUND	25,000
TOTAL:	FIRE MARSHAL ADMINISTRATIVE AND SUPPORT SERVICES FROM TRUST FUNDS	2,256,468
	TOTAL POSITIONS 16.00	
	TOTAL ALL FUNDS	2,256,468
PROGRAM: STATE PROPERTY AND CASUALTY CLAIMS		
STATE SELF-INSURED CLAIMS ADJUSTMENT		
	APPROVED SALARY RATE 3,864,440	
2368	SALARIES AND BENEFITS POSITIONS 103.00 STATE RISK MANAGEMENT TRUST FUND . .	5,329,101
2369	OTHER PERSONAL SERVICES STATE RISK MANAGEMENT TRUST FUND . .	400,309
2370	EXPENSES STATE RISK MANAGEMENT TRUST FUND . .	891,061
2371	OPERATING CAPITAL OUTLAY STATE RISK MANAGEMENT TRUST FUND . .	5,405
2372	SPECIAL CATEGORIES CONTRACTED SERVICES STATE RISK MANAGEMENT TRUST FUND . .	13,362,660
2373	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES - OFFICE OF THE ATTORNEY GENERAL STATE RISK MANAGEMENT TRUST FUND . .	6,302,284

SECTION 6 - GENERAL GOVERNMENT

2374	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES STATE RISK MANAGEMENT TRUST FUND . .	18,001,020
2375	SPECIAL CATEGORIES EXCESS INSURANCE AND CLAIM SERVICE STATE RISK MANAGEMENT TRUST FUND . .	15,925,000
2376	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE STATE RISK MANAGEMENT TRUST FUND . .	111,961
2377	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT STATE RISK MANAGEMENT TRUST FUND . .	14,031
2378	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT STATE RISK MANAGEMENT TRUST FUND . .	33,785
TOTAL:	STATE SELF-INSURED CLAIMS ADJUSTMENT FROM TRUST FUNDS	60,376,617
	TOTAL POSITIONS 103.00	
	TOTAL ALL FUNDS	60,376,617
PROGRAM: LICENSING AND CONSUMER PROTECTION		
INSURANCE COMPANY REHABILITATION AND LIQUIDATION		
	APPROVED SALARY RATE 431,201	
2379	SALARIES AND BENEFITS POSITIONS 7.00 FROM INSURANCE REGULATORY TRUST FUND	572,014
2380	OTHER PERSONAL SERVICES FROM INSURANCE REGULATORY TRUST FUND	34,771
2381	EXPENSES FROM INSURANCE REGULATORY TRUST FUND	119,364
2382	OPERATING CAPITAL OUTLAY FROM INSURANCE REGULATORY TRUST FUND	1,120
2383	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND	232,517
2384	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INSURANCE REGULATORY TRUST FUND	2,020
2385	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND	2,503
TOTAL:	INSURANCE COMPANY REHABILITATION AND LIQUIDATION FROM TRUST FUNDS	964,309
	TOTAL POSITIONS 7.00	
	TOTAL ALL FUNDS	964,309
LICENSURE, SALES APPOINTMENT AND OVERSIGHT		
	APPROVED SALARY RATE 4,906,980	

SECTION 6 - GENERAL GOVERNMENT

2386	SALARIES AND BENEFITS POSITIONS	127.00	
	FROM INSURANCE REGULATORY TRUST		
	FUND		6,497,140
2387	OTHER PERSONAL SERVICES		
	FROM INSURANCE REGULATORY TRUST		
	FUND		3,938
2388	EXPENSES		
	FROM INSURANCE REGULATORY TRUST		
	FUND		1,041,029
2389	OPERATING CAPITAL OUTLAY		
	FROM INSURANCE REGULATORY TRUST		
	FUND		2,500
2390	SPECIAL CATEGORIES		
	ELECTRONIC COMMERCE FEES FOR COLLECTION OF		
	REVENUE		
	FROM INSURANCE REGULATORY TRUST		
	FUND		1,350,000
2391	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM INSURANCE REGULATORY TRUST		
	FUND		538,892
2392	SPECIAL CATEGORIES		
	OPERATION OF MOTOR VEHICLES		
	FROM INSURANCE REGULATORY TRUST		
	FUND		5,200
2393	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM INSURANCE REGULATORY TRUST		
	FUND		118,593
2394	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM INSURANCE REGULATORY TRUST		
	FUND		15,534
2395	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM INSURANCE REGULATORY TRUST		
	FUND		47,646
TOTAL:	LICENSURE, SALES APPOINTMENT AND OVERSIGHT		
	FROM TRUST FUNDS		9,620,472
	TOTAL POSITIONS	127.00	
	TOTAL ALL FUNDS		9,620,472
INSURANCE FRAUD			
	APPROVED SALARY RATE	9,183,754	
2396	SALARIES AND BENEFITS POSITIONS	191.00	
	FROM INSURANCE REGULATORY TRUST		
	FUND		12,177,553
2397	OTHER PERSONAL SERVICES		
	FROM INSURANCE REGULATORY TRUST		
	FUND		45,000
2398	EXPENSES		
	FROM INSURANCE REGULATORY TRUST		
	FUND		1,913,317
	FROM FEDERAL LAW ENFORCEMENT TRUST		
	FUND		102,850
2399	OPERATING CAPITAL OUTLAY		
	FROM INSURANCE REGULATORY TRUST		
	FUND		1,700

SECTION 6 - GENERAL GOVERNMENT

2400	SPECIAL CATEGORIES		
	TRANSFER TO JUSTICE ADMINISTRATION		
	COMMISSION FOR PROSECUTION OF PIP FRAUD		
	FROM INSURANCE REGULATORY TRUST		
	FUND		1,235,283
Funds in Specific Appropriation 2400 from the Insurance Regulatory Trust Fund are provided for transfer to the Justice Administrative Commission for the specific purpose of funding attorneys and paralegals dedicated solely to the prosecution of insurance fraud cases in Duval, Orange, Miami-Dade, Hillsborough, Palm Beach, and Broward counties. These funds may not be used for any purpose other than the funding of attorney and paralegal positions that prosecute crimes of insurance fraud.			
2401	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM INSURANCE REGULATORY TRUST		
	FUND		214,617
	FROM FEDERAL LAW ENFORCEMENT TRUST		
	FUND		116,150
2402	SPECIAL CATEGORIES		
	OPERATION OF MOTOR VEHICLES		
	FROM INSURANCE REGULATORY TRUST		
	FUND		96,600
2403	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM INSURANCE REGULATORY TRUST		
	FUND		169,508
2404	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM INSURANCE REGULATORY TRUST		
	FUND		202,496
2405	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM INSURANCE REGULATORY TRUST		
	FUND		46,047
2406	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM INSURANCE REGULATORY TRUST		
	FUND		64,072
TOTAL:	INSURANCE FRAUD		
	FROM TRUST FUNDS		16,385,193
	TOTAL POSITIONS	191.00	
	TOTAL ALL FUNDS		16,385,193
CONSUMER ASSISTANCE			
	APPROVED SALARY RATE	4,767,296	
2407	SALARIES AND BENEFITS POSITIONS	119.00	
	FROM INSURANCE REGULATORY TRUST		
	FUND		6,103,413
2408	OTHER PERSONAL SERVICES		
	FROM INSURANCE REGULATORY TRUST		
	FUND		85,231
2409	EXPENSES		
	FROM INSURANCE REGULATORY TRUST		
	FUND		997,935
2410	OPERATING CAPITAL OUTLAY		
	FROM INSURANCE REGULATORY TRUST		
	FUND		2,200

SECTION 6 - GENERAL GOVERNMENT

2410A SPECIAL CATEGORIES
 TRANSFER TO FLORIDA CATASTROPHIC STORM
 RISK MANAGEMENT CENTER AT FLORIDA STATE
 UNIVERSITY
 FROM INSURANCE REGULATORY TRUST 500,000
 FUND

Funds in Specific Appropriation 2410A are provided to study the storm
 worthiness and characteristics for the estimated probable maximum loss
 of buildings within the state university system in addition to meeting
 the requirements set forth in section 1004.647, Florida Statutes.

2411 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM INSURANCE REGULATORY TRUST 345,374
 FUND

2412 SPECIAL CATEGORIES
 OPERATION OF MOTOR VEHICLES
 FROM INSURANCE REGULATORY TRUST 1,500
 FUND

2413 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM INSURANCE REGULATORY TRUST 101,921
 FUND

2414 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM INSURANCE REGULATORY TRUST 7,824
 FUND

2415 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM INSURANCE REGULATORY TRUST 39,743
 FUND

TOTAL: CONSUMER ASSISTANCE
 FROM TRUST FUNDS 8,185,141
 TOTAL POSITIONS 119.00
 TOTAL ALL FUNDS 8,185,141

FUNERAL AND CEMETERY SERVICES

APPROVED SALARY RATE 968,747

2416 SALARIES AND BENEFITS POSITIONS 21.00
 FROM REGULATORY TRUST FUND 1,294,201

2417 OTHER PERSONAL SERVICES
 FROM REGULATORY TRUST FUND 55,000

2418 EXPENSES
 FROM REGULATORY TRUST FUND 285,210

2419 OPERATING CAPITAL OUTLAY
 FROM REGULATORY TRUST FUND 9,500

2420 SPECIAL CATEGORIES
 ELECTRONIC COMMERCE FEES FOR COLLECTION OF
 REVENUE
 FROM REGULATORY TRUST FUND 14,100

2421 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM REGULATORY TRUST FUND 99,549

2422 SPECIAL CATEGORIES
 OPERATION OF MOTOR VEHICLES
 FROM REGULATORY TRUST FUND 8,700

2423 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM REGULATORY TRUST FUND 9,570

SECTION 6 - GENERAL GOVERNMENT

2424 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM REGULATORY TRUST FUND 2,962

2425 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM REGULATORY TRUST FUND 12,156

TOTAL: FUNERAL AND CEMETERY SERVICES
 FROM TRUST FUNDS 1,790,948
 TOTAL POSITIONS 21.00
 TOTAL ALL FUNDS 1,790,948

PUBLIC ASSISTANCE FRAUD

APPROVED SALARY RATE 4,291,185

2426 SALARIES AND BENEFITS POSITIONS 63.00
 FROM ADMINISTRATIVE TRUST FUND 150,049
 FROM FEDERAL GRANTS TRUST FUND 2,131,175
 FROM INSURANCE REGULATORY TRUST 1,894,608
 FUND

2427 OTHER PERSONAL SERVICES
 FROM FEDERAL GRANTS TRUST FUND 113,544
 FROM INSURANCE REGULATORY TRUST 124,256
 FUND

2428 EXPENSES
 FROM FEDERAL GRANTS TRUST FUND 47,011
 FROM INSURANCE REGULATORY TRUST 444,758
 FUND

2429 OPERATING CAPITAL OUTLAY
 FROM INSURANCE REGULATORY TRUST 20,000
 FUND

2430 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM FEDERAL GRANTS TRUST FUND 61,055
 FROM INSURANCE REGULATORY TRUST 186,363
 FUND

2431 SPECIAL CATEGORIES
 OPERATION OF MOTOR VEHICLES
 FROM FEDERAL GRANTS TRUST FUND 20,000

2432 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM INSURANCE REGULATORY TRUST 13,162
 FUND

2433 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM FEDERAL GRANTS TRUST FUND 480
 FROM INSURANCE REGULATORY TRUST 9,820
 FUND

2434 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM FEDERAL GRANTS TRUST FUND 22,924
 FROM INSURANCE REGULATORY TRUST 17,056
 FUND

2435 DATA PROCESSING SERVICES
 OTHER DATA PROCESSING SERVICES
 FROM FEDERAL GRANTS TRUST FUND 5,000
 FROM INSURANCE REGULATORY TRUST 10,000
 FUND

SECTION 6 - GENERAL GOVERNMENT

TOTAL: PUBLIC ASSISTANCE FRAUD
 FROM TRUST FUNDS 5,271,261
 TOTAL POSITIONS 63.00
 TOTAL ALL FUNDS 5,271,261

PROGRAM: WORKERS' COMPENSATION

WORKERS' COMPENSATION

APPROVED SALARY RATE 11,470,446
 2436 SALARIES AND BENEFITS POSITIONS 298.00
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 15,144,074
 FROM WORKERS' COMPENSATION SPECIAL
 DISABILITY TRUST FUND 891,202
 2437 OTHER PERSONAL SERVICES
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 554,410
 FROM WORKERS' COMPENSATION SPECIAL
 DISABILITY TRUST FUND 17,550
 2438 EXPENSES
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 3,294,361
 FROM WORKERS' COMPENSATION SPECIAL
 DISABILITY TRUST FUND 128,070
 2439 OPERATING CAPITAL OUTLAY
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 100,021
 FROM WORKERS' COMPENSATION SPECIAL
 DISABILITY TRUST FUND 16,851
 2440 SPECIAL CATEGORIES
 ELECTRONIC COMMERCE FEES FOR COLLECTION OF
 REVENUE
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 188,000
 2441 SPECIAL CATEGORIES
 TRANSFER TO DISTRICT COURTS OF APPEAL -
 WORKERS' COMPENSATION APPEALS
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 1,780,920

Funds in Specific Appropriation 2441 are provided for transfer to the First District Court of Appeal for workload associated with workers' compensation appeals and the workers' compensation appeals unit.

2442 SPECIAL CATEGORIES
 TRANSFER TO THE UNIVERSITY OF SOUTH
 FLORIDA - OCCUPATIONAL SAFETY GRANT MATCH
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 250,000
 2443 SPECIAL CATEGORIES
 TRANSFER TO JUSTICE ADMINISTRATION
 COMMISSION FOR PROSECUTION OF WORKERS'
 COMPENSATION FRAUD
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 260,283

The funds in Specific Appropriation 2443 from the Workers' Compensation Administrative Trust Fund are provided for transfer to the Justice Administrative Commission for the specific purpose of funding attorneys and paralegals in the Eleventh and Thirteenth Judicial Circuits for the prosecution of workers' compensation insurance fraud. These funds may not be used for any purpose other than the funding of attorney and paralegal positions that prosecute crimes of workers' compensation fraud.

SECTION 6 - GENERAL GOVERNMENT

2444 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 2,181,789
 FROM WORKERS' COMPENSATION SPECIAL
 DISABILITY TRUST FUND 86,360

2445 SPECIAL CATEGORIES
 OPERATION OF MOTOR VEHICLES
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 44,800

2446 SPECIAL CATEGORIES
 PURCHASED CLIENT SERVICES
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 2,400,000

2447 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 345,048

2448 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 69,320
 FROM WORKERS' COMPENSATION SPECIAL
 DISABILITY TRUST FUND 1,080

2449 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 103,422
 FROM WORKERS' COMPENSATION SPECIAL
 DISABILITY TRUST FUND 6,605

TOTAL: WORKERS' COMPENSATION
 FROM TRUST FUNDS 27,864,166
 TOTAL POSITIONS 298.00
 TOTAL ALL FUNDS 27,864,166

PROGRAM: FINANCIAL SERVICES COMMISSION

OFFICE OF INSURANCE REGULATION

COMPLIANCE AND ENFORCEMENT - INSURANCE

From the funds in Specific Appropriations 2450 through 2465, the Office of Insurance Regulation shall submit a report that provides a detailed listing of all rate filings submitted during Fiscal Year 2012-2013 for personal lines property residential coverage. For each such filing, the report shall include: (1) the name of the company submitting the filing; (2) the date the filing was submitted to the Office of Insurance Regulation; (3) the overall rate change requested; (4) the name of the Office of Insurance Regulation actuary responsible for reviewing the filing; (5) the number of days from the date of the original submission to the final disposition of the rate filing; (6) whether the submitted filing was approved as submitted, approved at a different rate level, disapproved in its entirety, or found to be incomplete or withdrawn; (7) if a rate was approved, the overall rate level which was approved; (8) if the rate was denied, the specific basis for the denial; and (9) if a rate filing was withdrawn and resubmitted, it shall be identified as part of the initial rate filing for purposes of this report.

The report shall be submitted to the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee by September 1, 2013.

APPROVED SALARY RATE 11,746,070
 2450 SALARIES AND BENEFITS POSITIONS 249.00
 FROM INSURANCE REGULATORY TRUST
 FUND 15,324,268

SECTION 6 - GENERAL GOVERNMENT

2451	OTHER PERSONAL SERVICES FROM INSURANCE REGULATORY TRUST FUND	125,000
2452	EXPENSES FROM INSURANCE REGULATORY TRUST FUND	2,369,374
2453	OPERATING CAPITAL OUTLAY FROM INSURANCE REGULATORY TRUST FUND	35,000
2454	SPECIAL CATEGORIES FLORIDA PUBLIC HURRICANE LOSS MODEL - OFFICE OF INSURANCE REGULATION FROM INSURANCE REGULATORY TRUST FUND	588,639

The funds in Specific Appropriation 2454 may be utilized to promote and enhance collaborative research among State Universities. The Florida Public Hurricane Loss Model located at Florida International University may consult with the private sector and the Florida Catastrophic Storm Risk Management Center located at The Florida State University to enhance the marketability, viability, and applications of the Florida Public Hurricane Loss Model. To ensure the Office of Insurance Regulation (Office) has the ability to accurately calculate hurricane risk and project catastrophic losses, nothing interferes with or supersedes the Office's authority to enter into agreements with Florida International University.

2455	SPECIAL CATEGORIES FINANCIAL EXAMINATION CONTRACTS - PROPERTY AND CASUALTY EXAMINATIONS FROM INSURANCE REGULATORY TRUST FUND	4,651,763
2456	SPECIAL CATEGORIES FINANCIAL EXAMINATION CONTRACTS - LIFE AND HEALTH EXAMINATIONS FROM INSURANCE REGULATORY TRUST FUND	275,000
2457	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND	688,016
2458	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INSURANCE REGULATORY TRUST FUND	262,960
2459	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND	18,989
2460	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND	87,347

TOTAL: COMPLIANCE AND ENFORCEMENT - INSURANCE FROM TRUST FUNDS	24,426,356
TOTAL POSITIONS	249.00
TOTAL ALL FUNDS	24,426,356

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE	2,003,039	
2461 SALARIES AND BENEFITS POSITIONS FROM INSURANCE REGULATORY TRUST FUND	34.00	2,488,890

SECTION 6 - GENERAL GOVERNMENT

2462	EXPENSES FROM INSURANCE REGULATORY TRUST FUND	93,543
2463	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND	117,710
2464	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND	8,414
2465	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND	12,206

TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS	2,720,763
TOTAL POSITIONS	34.00
TOTAL ALL FUNDS	2,720,763

OFFICE OF FINANCIAL REGULATION

SAFETY AND SOUNDNESS OF STATE BANKING SYSTEM

APPROVED SALARY RATE	6,689,585	
2466 SALARIES AND BENEFITS POSITIONS FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND	114.00	8,339,640
2467 OTHER PERSONAL SERVICES FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND		872,000
2468 EXPENSES FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND		1,740,552
2469 OPERATING CAPITAL OUTLAY FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND		7,130
2470 SPECIAL CATEGORIES CONTRACTED SERVICES FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND		367,012
2471 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND		39,228
2472 SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND		28,872
2473 SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND		40,096

SECTION 6 - GENERAL GOVERNMENT

TOTAL: SAFETY AND SOUNDNESS OF STATE BANKING SYSTEM			
FROM TRUST FUNDS		11,434,530	
TOTAL POSITIONS	114.00		
TOTAL ALL FUNDS		11,434,530	
FINANCIAL INVESTIGATIONS			
APPROVED SALARY RATE	2,118,735		
2474 SALARIES AND BENEFITS POSITIONS	39.00		
FROM ADMINISTRATIVE TRUST FUND		2,557,846	
2475 OTHER PERSONAL SERVICES			
FROM ADMINISTRATIVE TRUST FUND		5,321	
2476 EXPENSES			
FROM ADMINISTRATIVE TRUST FUND		498,957	
FROM FEDERAL LAW ENFORCEMENT TRUST FUND		51,758	
2477 OPERATING CAPITAL OUTLAY			
FROM ADMINISTRATIVE TRUST FUND		10,600	
2478 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM ADMINISTRATIVE TRUST FUND		36,354	
2479 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM ADMINISTRATIVE TRUST FUND		21,275	
2480 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM ADMINISTRATIVE TRUST FUND		15,809	
2481 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND		21,110	
TOTAL: FINANCIAL INVESTIGATIONS			
FROM TRUST FUNDS		3,219,030	
TOTAL POSITIONS	39.00		
TOTAL ALL FUNDS		3,219,030	
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
APPROVED SALARY RATE	1,283,524		
2482 SALARIES AND BENEFITS POSITIONS	16.00		
FROM ADMINISTRATIVE TRUST FUND		1,698,316	
2483 OTHER PERSONAL SERVICES			
FROM ADMINISTRATIVE TRUST FUND		250,000	
2484 EXPENSES			
FROM ADMINISTRATIVE TRUST FUND		418,948	
2485 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM ADMINISTRATIVE TRUST FUND		61,048	
2486 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM ADMINISTRATIVE TRUST FUND		16,289	
2487 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM ADMINISTRATIVE TRUST FUND		10,004	

SECTION 6 - GENERAL GOVERNMENT

2488 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND		14,629	
2489 DATA PROCESSING SERVICES			
REGULATORY ENFORCEMENT AND LICENSING SYSTEM - OFFICE OF FINANCIAL REGULATION FROM ADMINISTRATIVE TRUST FUND		1,367,365	
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM TRUST FUNDS		3,836,599	
TOTAL POSITIONS	16.00		
TOTAL ALL FUNDS		3,836,599	
FINANCE REGULATION			
APPROVED SALARY RATE	4,873,680		
2490 SALARIES AND BENEFITS POSITIONS	92.00		
FROM REGULATORY TRUST FUND		6,010,388	
2491 OTHER PERSONAL SERVICES			
FROM REGULATORY TRUST FUND		200,000	
2492 EXPENSES			
FROM REGULATORY TRUST FUND		952,494	
2493 OPERATING CAPITAL OUTLAY			
FROM REGULATORY TRUST FUND		5,631	
2494 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM REGULATORY TRUST FUND		3,241,565	
2495 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM REGULATORY TRUST FUND		37,232	
2496 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM REGULATORY TRUST FUND		34,995	
2497 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM REGULATORY TRUST FUND		37,534	
TOTAL: FINANCE REGULATION			
FROM TRUST FUNDS		10,519,839	
TOTAL POSITIONS	92.00		
TOTAL ALL FUNDS		10,519,839	
SECURITIES REGULATION			
APPROVED SALARY RATE	4,760,063		
2498 SALARIES AND BENEFITS POSITIONS	96.00		
FROM REGULATORY TRUST FUND		6,231,383	
2499 OTHER PERSONAL SERVICES			
FROM ANTI-FRAUD TRUST FUND		32,538	
FROM REGULATORY TRUST FUND		4,466	
2500 EXPENSES			
FROM ANTI-FRAUD TRUST FUND		62,885	
FROM REGULATORY TRUST FUND		677,423	
2501 OPERATING CAPITAL OUTLAY			
FROM ANTI-FRAUD TRUST FUND		24,528	
FROM REGULATORY TRUST FUND		4,566	

SECTION 6 - GENERAL GOVERNMENT

2502	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ANTI-FRAUD TRUST FUND	80,049	
	FROM REGULATORY TRUST FUND	349,500	
2503	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM REGULATORY TRUST FUND	29,586	
2504	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM REGULATORY TRUST FUND	27,253	
2505	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM REGULATORY TRUST FUND	31,951	
TOTAL:	SECURITIES REGULATION FROM TRUST FUNDS	7,556,128	
	TOTAL POSITIONS	96.00	
	TOTAL ALL FUNDS	7,556,128	
TOTAL:	FINANCIAL SERVICES, DEPARTMENT OF FROM GENERAL REVENUE FUND	23,105,281	
	FROM TRUST FUNDS	272,506,895	
	TOTAL POSITIONS	2,586.50	
	TOTAL ALL FUNDS	295,612,176	
	TOTAL APPROVED SALARY RATE	120,097,482	
GOVERNOR, EXECUTIVE OFFICE OF THE			
PROGRAM: GENERAL OFFICE			
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
2506	SALARIES AND BENEFITS POSITIONS 124.00 FROM GENERAL REVENUE FUND	8,401,369	
	FROM GRANTS AND DONATIONS TRUST FUND	231,260	
2507	LUMP SUM EXECUTIVE OFFICE OF THE GOVERNOR - EXECUTIVE/ADMINISTRATION FROM GENERAL REVENUE FUND	2,401,259	
	FROM GRANTS AND DONATIONS TRUST FUND	465,468	
2508	LUMP SUM EXECUTIVE OFFICE OF THE GOVERNOR - WASHINGTON OFFICE FROM GENERAL REVENUE FUND	116,858	
2509	SPECIAL CATEGORIES CONTINGENT - DISCRETIONARY FROM GENERAL REVENUE FUND	29,244	
2510	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	42,336	
	FROM GRANTS AND DONATIONS TRUST FUND	8,843	
2511	SPECIAL CATEGORIES CHILD ABUSE PREVENTION FROM GENERAL REVENUE FUND	150,000	
2512	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	43,914	
	FROM GRANTS AND DONATIONS TRUST FUND	1,066	

SECTION 6 - GENERAL GOVERNMENT

2513	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM GENERAL REVENUE FUND	93,253	
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND	11,278,233	706,637
	FROM TRUST FUNDS		
	TOTAL POSITIONS	124.00	
	TOTAL ALL FUNDS		11,984,870
LEGISLATIVE APPROPRIATIONS SYSTEM/PLANNING AND BUDGETING SUBSYSTEM			
2514	SALARIES AND BENEFITS POSITIONS 48.00 FROM PLANNING AND BUDGETING SYSTEM TRUST FUND		4,329,307
2515	LUMP SUM LEGISLATIVE APPROPRIATION SYSTEM/PLANNING AND BUDGETING SUBSYSTEM FROM PLANNING AND BUDGETING SYSTEM TRUST FUND		1,231,236
2516	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PLANNING AND BUDGETING SYSTEM TRUST FUND		18,978
2517	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PLANNING AND BUDGETING SYSTEM TRUST FUND		14,501
2518	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM PLANNING AND BUDGETING SYSTEM TRUST FUND		21,150
2519	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM PLANNING AND BUDGETING SYSTEM TRUST FUND		13,328
2520	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM PLANNING AND BUDGETING SYSTEM TRUST FUND		3,418
TOTAL:	LEGISLATIVE APPROPRIATIONS SYSTEM/PLANNING AND BUDGETING SUBSYSTEM FROM TRUST FUNDS		5,631,918
	TOTAL POSITIONS	48.00	
	TOTAL ALL FUNDS		5,631,918
EXECUTIVE PLANNING AND BUDGETING			
2521	SALARIES AND BENEFITS POSITIONS 104.00 FROM GENERAL REVENUE FUND	8,474,456	
2522	LUMP SUM EXECUTIVE OFFICE OF THE GOVERNOR - OFFICE OF PLANNING AND BUDGETING FROM GENERAL REVENUE FUND	762,371	
2523	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	41,118	
2524	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	36,328	

SECTION 6 - GENERAL GOVERNMENT

TOTAL: EXECUTIVE PLANNING AND BUDGETING
 FROM GENERAL REVENUE FUND 9,314,273
 TOTAL POSITIONS 104.00
 TOTAL ALL FUNDS 9,314,273

PROGRAM: EMERGENCY MANAGEMENT

EMERGENCY PREVENTION, PREPAREDNESS AND RESPONSE

The Division of Emergency Management shall submit quarterly status reports on the outstanding obligations for each open federally declared disaster event to the Executive Office of the Governor, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee.

APPROVED SALARY RATE 6,631,042

2525 SALARIES AND BENEFITS POSITIONS 153.00
 FROM ADMINISTRATIVE TRUST FUND . . . 1,124,395
 FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND 2,121,370
 FROM FEDERAL GRANTS TRUST FUND . . . 3,013,075
 FROM GRANTS AND DONATIONS TRUST FUND 465,881
 FROM OPERATING TRUST FUND 677,476
 FROM U.S. CONTRIBUTIONS TRUST FUND . . 1,370,966

2526 OTHER PERSONAL SERVICES
 FROM ADMINISTRATIVE TRUST FUND . . . 300,000
 FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND 596,494
 FROM FEDERAL GRANTS TRUST FUND . . . 603,098
 FROM GRANTS AND DONATIONS TRUST FUND 14,360
 FROM OPERATING TRUST FUND 12,925

2527 EXPENSES
 FROM ADMINISTRATIVE TRUST FUND . . . 310,446
 FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND 717,894
 FROM FEDERAL GRANTS TRUST FUND . . . 985,026
 FROM GRANTS AND DONATIONS TRUST FUND 823,761
 FROM OPERATING TRUST FUND 201,756
 FROM U.S. CONTRIBUTIONS TRUST FUND . . 698,253

2528 AID TO LOCAL GOVERNMENTS
 DISASTER PREPAREDNESS PLANNING AND ADMINISTRATION
 FROM FEDERAL GRANTS TRUST FUND . . . 5,856,802

2529 OPERATING CAPITAL OUTLAY
 FROM ADMINISTRATIVE TRUST FUND . . . 15,400
 FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND 9,775
 FROM FEDERAL GRANTS TRUST FUND . . . 11,865
 FROM GRANTS AND DONATIONS TRUST FUND 4,500
 FROM OPERATING TRUST FUND 4,650

2530 SPECIAL CATEGORIES
 ACQUISITION OF MOTOR VEHICLES
 FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND 60,000
 FROM FEDERAL GRANTS TRUST FUND . . . 60,000

SECTION 6 - GENERAL GOVERNMENT

2531 SPECIAL CATEGORIES
 GRANTS AND AIDS - PAYMENT FLORIDA WING/
 CIVIL AIR PATROL
 FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND 49,500

2531A SPECIAL CATEGORIES
 GRANTS AND AIDS - STATE AND LOCAL IMPLEMENTATION GRANT PROGRAM
 FROM FEDERAL GRANTS TRUST FUND . . . 151,020

2532 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM ADMINISTRATIVE TRUST FUND . . . 223,163
 FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND 377,737
 FROM FEDERAL GRANTS TRUST FUND . . . 356,385
 FROM GRANTS AND DONATIONS TRUST FUND 259,965
 FROM OPERATING TRUST FUND 37,382
 FROM U.S. CONTRIBUTIONS TRUST FUND . . 89,824

2541 SPECIAL CATEGORIES
 GRANTS AND AIDS - EMERGENCY MANAGEMENT PROGRAMS
 FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND 7,189,061

2542 SPECIAL CATEGORIES
 GRANTS AND AIDS - STATE DOMESTIC PREPAREDNESS PROGRAM
 FROM FEDERAL GRANTS TRUST FUND . . . 304,369

2543 SPECIAL CATEGORIES
 GRANTS AND AID - REPETITIVE FLOOD CLAIMS PROGRAM
 FROM FEDERAL GRANTS TRUST FUND . . . 3,337,857

2545 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM ADMINISTRATIVE TRUST FUND . . . 14,636
 FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND 26,846
 FROM FEDERAL GRANTS TRUST FUND . . . 42,255
 FROM GRANTS AND DONATIONS TRUST FUND 113,852
 FROM OPERATING TRUST FUND 6,645
 FROM U.S. CONTRIBUTIONS TRUST FUND . . 10,344

2546 SPECIAL CATEGORIES
 GRANTS AND AIDS - STATE AND FEDERAL DISASTER RELIEF OPERATIONS - ADMINISTRATIVE
 FROM FEDERAL GRANTS TRUST FUND . . . 4,519,278

From the funds provided in Specific Appropriation 2546, \$250,000 is provided to contract with a not-for-profit corporation to conduct a statewide public education campaign on television and radio to promote hurricane preparedness. State funds must be matched on a 3 to 1 basis for this purpose.

2547 SPECIAL CATEGORIES
 COMMISSION ON COMMUNITY SERVICE
 FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND 370,988

SECTION 6 - GENERAL GOVERNMENT

2548	SPECIAL CATEGORIES STATEWIDE HURRICANE PREPAREDNESS AND PLANNING FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND	2,064,539 421,219
	FROM FEDERAL GRANTS TRUST FUND	
	FROM GRANTS AND DONATIONS TRUST FUND	100,971
2548A	SPECIAL CATEGORIES GRANTS AND AIDS - PUBLIC ASSISTANCE FROM GRANTS AND DONATIONS TRUST FUND	11,282,930
	FROM U.S. CONTRIBUTIONS TRUST FUND	131,131,487
2548B	SPECIAL CATEGORIES PUBLIC ASSISTANCE - STATE OPERATIONS FROM GRANTS AND DONATIONS TRUST FUND	2,234,583
	FROM U.S. CONTRIBUTIONS TRUST FUND	5,879,267
2548C	SPECIAL CATEGORIES GRANTS AND AIDS - HAZARD MITIGATION FROM GRANTS AND DONATIONS TRUST FUND	528,554
	FROM U.S. CONTRIBUTIONS TRUST FUND	89,137,076
2548D	SPECIAL CATEGORIES HAZARD MITIGATION - STATE OPERATIONS FROM GRANTS AND DONATIONS TRUST FUND	1,243,300
	FROM U.S. CONTRIBUTIONS TRUST FUND	4,633,833
2548E	SPECIAL CATEGORIES DISASTER ACTIVITY - STATE OBLIGATIONS FROM GRANTS AND DONATIONS TRUST FUND	280,000
2548F	SPECIAL CATEGORIES GRANTS AND AIDS - SEVERE REPETITIVE LOSS PROGRAM FROM FEDERAL GRANTS TRUST FUND	2,073,221
2549	SPECIAL CATEGORIES GRANTS AND AIDS - PREDISASTER MITIGATION FROM FEDERAL GRANTS TRUST FUND	7,776,842
2550	SPECIAL CATEGORIES GRANTS AND AIDS - HURRICANE LOSS MITIGATION FROM GRANTS AND DONATIONS TRUST FUND	6,892,389
<p>Grants and Donations Trust Funds in the following Specific Appropriations reflect the transfer of \$7,000,000 of mitigation funds from the Florida Hurricane Catastrophe Fund pursuant to section 215.555(7), Florida Statutes, as follows: Specific Appropriation 2525 (Salaries and Benefits) - \$51,351; Specific Appropriation 2527 (Expenses) - \$40,580; Specific Appropriation 2529 (Operating Capital Outlay) - \$1,000; Specific Appropriation 2532 (Contracted Services) - \$2,055; Specific Appropriation 2545 (Risk Management Insurance) - \$689; Specific Appropriation 2552 (Transfer to Department of Management Services - Human Resources Services) - \$281; Specific Appropriation 2570 (Data Processing Services - Transfer to Southwood Shared Resource Center) - \$1,142; and Specific Appropriation 2550 (Grants and Aids/ Hurricane Loss Mitigation) - \$6,892,389, which includes indirect costs of \$10,513. These funds shall be utilized for Hurricane Loss Mitigation programs as specified in section 215.559, Florida Statutes. The funds allocated in section 215.559(2)(a), Florida Statutes, shall be distributed directly to Tallahassee Community College for the uses set forth in section 215.559(2)(b), Florida Statutes.</p>		
2551	SPECIAL CATEGORIES GRANTS AND AIDS - FLOOD MITIGATION ASSISTANCE PROGRAM FROM FEDERAL GRANTS TRUST FUND	6,017,700

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2552	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND	7,734
	FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND	15,859
	FROM FEDERAL GRANTS TRUST FUND	26,029
	FROM GRANTS AND DONATIONS TRUST FUND	24,926
	FROM OPERATING TRUST FUND	4,138
	FROM U.S. CONTRIBUTIONS TRUST FUND	27,246
2553	SPECIAL CATEGORIES FLORIDA HAZARDOUS MATERIALS PLANNING PROGRAM FROM OPERATING TRUST FUND	966,597
2554	SPECIAL CATEGORIES HAZARDOUS MATERIALS EMERGENCY PLANNING GRANT FROM FEDERAL GRANTS TRUST FUND	772,742
2554A	SPECIAL CATEGORIES GRANTS AND AIDS - DEEPWATER HORIZON - STATE OPERATIONS FROM GRANTS AND DONATIONS TRUST FUND	64,280
2554B	SPECIAL CATEGORIES GRANTS AND AIDS - DEEPWATER HORIZON - PASS THROUGH OF STATE AND FEDERAL FUNDS TO LOCAL GOVERNMENTS FROM GRANTS AND DONATIONS TRUST FUND	711,304
2570	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM ADMINISTRATIVE TRUST FUND	24,049
	FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND	54,745
	FROM FEDERAL GRANTS TRUST FUND	81,900
	FROM GRANTS AND DONATIONS TRUST FUND	57,349
	FROM OPERATING TRUST FUND	13,737
	FROM U.S. CONTRIBUTIONS TRUST FUND	79,453
2571	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY EMERGENCY MANAGEMENT CRITICAL FACILITY NEEDS FROM GRANTS AND DONATIONS TRUST FUND	3,000,000
<p>Funds in Specific Appropriation 2571 from the Grants and Donations Trust Fund reflect the transfer of \$3,000,000 of mitigation funds from the Florida Hurricane Catastrophe Fund pursuant to section 215.555(7)(c), Florida Statutes. These funds shall be used to retrofit existing facilities used as public hurricane shelters as specified in section 215.559(1)(b), Florida Statutes.</p>		
TOTAL: EMERGENCY PREVENTION, PREPAREDNESS AND RESPONSE FROM TRUST FUNDS		315,171,274
TOTAL POSITIONS		153.00
TOTAL ALL FUNDS		315,171,274

SECTION 6 - GENERAL GOVERNMENT

TOTAL: GOVERNOR, EXECUTIVE OFFICE OF THE		
FROM GENERAL REVENUE FUND	20,592,506	
FROM TRUST FUNDS		321,509,829
TOTAL POSITIONS	429.00	
TOTAL ALL FUNDS		342,102,335
TOTAL APPROVED SALARY RATE	6,631,042	

HIGHWAY SAFETY AND MOTOR VEHICLES, DEPARTMENT OF

PROGRAM: ADMINISTRATIVE SERVICES

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE	10,465,161	
2572 SALARIES AND BENEFITS POSITIONS	252.00	
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		14,205,272
FROM LAW ENFORCEMENT TRUST FUND . .		142,348
2573 OTHER PERSONAL SERVICES		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		89,196
2574 EXPENSES		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		952,857
FROM LAW ENFORCEMENT TRUST FUND . .		7,516
2575 OPERATING CAPITAL OUTLAY		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		125,478
2576 SPECIAL CATEGORIES		
TRANSFER TO DIVISION OF ADMINISTRATIVE		
HEARINGS		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		189,967
2577 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		1,323,893
2578 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		122,236
2579 SPECIAL CATEGORIES		
DEFERRED-PAYMENT COMMODITY CONTRACTS		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		84,169
2580 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		67,880
2581 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT		
SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		91,298
2582 FIXED CAPITAL OUTLAY		
SPECIAL PROJECTS AND IMPROVEMENTS -		
ADMINISTRATIVE SERVICES		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		3,198,321

SECTION 6 - GENERAL GOVERNMENT

TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES		
FROM TRUST FUNDS		20,600,431
TOTAL POSITIONS	252.00	
TOTAL ALL FUNDS		20,600,431

PROGRAM: FLORIDA HIGHWAY PATROL

HIGHWAY SAFETY

APPROVED SALARY RATE	97,656,192	
2583 SALARIES AND BENEFITS POSITIONS	2,161.00	
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		132,880,365
FROM LAW ENFORCEMENT TRUST FUND . .		365,601

No funds are provided in Specific Appropriation 2583 for the payment of overtime expenditures related to the duties of the Florida Highway Patrol. However, in the event of a declared state of emergency, the department may utilize available funds to deploy law enforcement officers for the payment of overtime as needed.

2584 OTHER PERSONAL SERVICES		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		7,637,467
FROM FEDERAL GRANTS TRUST FUND . . .		330,000
FROM LAW ENFORCEMENT TRUST FUND . .		69,000

From the funds in Specific Appropriation 2584, \$7,084,982 is provided for Florida Highway Patrol Hireback Services for overtime employment administered by the State. It is the intent of the legislature that the department make a reasonable effort to equalize the distribution of overtime within the Law Enforcement Officer Class.

2585 EXPENSES		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		7,505,880
FROM FEDERAL GRANTS TRUST FUND . . .		202,370
FROM LAW ENFORCEMENT TRUST FUND . .		65,475
FROM FEDERAL LAW ENFORCEMENT TRUST		
FUND		195,923

2586 OPERATING CAPITAL OUTLAY		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		428,505
FROM FEDERAL GRANTS TRUST FUND . . .		372,000
FROM FEDERAL LAW ENFORCEMENT TRUST		
FUND		252,572

2587 SPECIAL CATEGORIES		
ACQUISITION OF MOTOR VEHICLES		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		7,006,955

2588 SPECIAL CATEGORIES		
FLORIDA HIGHWAY PATROL COMMUNICATION		
SYSTEMS		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		17,407,500
FROM FEDERAL LAW ENFORCEMENT TRUST		
FUND		777,275

2588A SPECIAL CATEGORIES		
GRANTS AND AIDS - STATE AND LOCAL		
IMPLEMENTATION GRANT PROGRAM		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		4,882,980

2589 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM HIGHWAY SAFETY OPERATING		
TRUST FUND		1,778,977
FROM GAS TAX COLLECTION TRUST FUND .		258,609
FROM LAW ENFORCEMENT TRUST FUND . .		50,000

SECTION 6 - GENERAL GOVERNMENT

2590	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM HIGHWAY SAFETY OPERATING TRUST FUND	16,754,350
2591	SPECIAL CATEGORIES AUXILLIARY UNIFORMS AND EQUIPMENT FROM HIGHWAY SAFETY OPERATING TRUST FUND	138,238
2592	SPECIAL CATEGORIES OVERTIME FROM HIGHWAY SAFETY OPERATING TRUST FUND FROM FEDERAL GRANTS TRUST FUND	8,225,000 537,129
<p>From the funds in Specific Appropriation 2592, \$5,125,000 is provided for the State Overtime Action Response (SOAR) Program and \$3,100,000 is provided for payment of incidental overtime for the Florida Highway Patrol.</p> <p>Funds for SOAR overtime activities are provided for Florida Highway Patrol included class members (Sergeants, Corporals, and Troopers) who may be authorized to work up to 8 hours per week until the appropriation is consumed. The SOAR program shall focus on traffic safety enforcement, including but not limited to violation enforcement, rendering assistance, crash investigation and DUI enforcement activities. Florida Highway Patrol Officers with a rank of Lieutenant or above are excluded from participation in the SOAR overtime program. The SOAR overtime limitations set forth herein do not apply during a declared state of emergency.</p>		
2593	SPECIAL CATEGORIES PAYMENT OF DEATH AND DISMEMBERMENT CLAIMS FROM HIGHWAY PATROL INSURANCE TRUST FUND	325,995
2594	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM HIGHWAY SAFETY OPERATING TRUST FUND	6,077,356
2595	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM HIGHWAY SAFETY OPERATING TRUST FUND	1,397,348
2596	SPECIAL CATEGORIES TRANSFER TO HIGHWAY PATROL INSURANCE TRUST FUND FROM HIGHWAY SAFETY OPERATING TRUST FUND	325,995
2597	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM HIGHWAY SAFETY OPERATING TRUST FUND	2,219,213
2598	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HIGHWAY SAFETY OPERATING TRUST FUND	105,960
2599	SPECIAL CATEGORIES MOBILE DATA TERMINAL SYSTEM FROM HIGHWAY SAFETY OPERATING TRUST FUND	1,478,410
2600	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HIGHWAY SAFETY OPERATING TRUST FUND	776,247

SECTION 6 - GENERAL GOVERNMENT

2601	FIXED CAPITAL OUTLAY MAINTENANCE, REPAIRS AND CONSTRUCTION - STATEWIDE FROM HIGHWAY SAFETY OPERATING TRUST FUND	1,199,100
TOTAL:	HIGHWAY SAFETY FROM TRUST FUNDS	222,027,795
	TOTAL POSITIONS	2,161.00
	TOTAL ALL FUNDS	222,027,795
EXECUTIVE DIRECTION AND SUPPORT SERVICES		
	APPROVED SALARY RATE	1,743,774
2602	SALARIES AND BENEFITS POSITIONS FROM HIGHWAY SAFETY OPERATING TRUST FUND	24.00 2,330,367
2603	EXPENSES FROM HIGHWAY SAFETY OPERATING TRUST FUND	257,585
2604	OPERATING CAPITAL OUTLAY FROM HIGHWAY SAFETY OPERATING TRUST FUND	8,000
2605	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM HIGHWAY SAFETY OPERATING TRUST FUND	19,838
2606	SPECIAL CATEGORIES CONTRACTED SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND	4,135
2607	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM HIGHWAY SAFETY OPERATING TRUST FUND	7,790
2608	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM HIGHWAY SAFETY OPERATING TRUST FUND	76,214
2609	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM HIGHWAY SAFETY OPERATING TRUST FUND	20,315
2610	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HIGHWAY SAFETY OPERATING TRUST FUND	3,150
2611	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HIGHWAY SAFETY OPERATING TRUST FUND	8,601
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS	2,735,995
	TOTAL POSITIONS	24.00
	TOTAL ALL FUNDS	2,735,995
MOTOR CARRIER COMPLIANCE		
	APPROVED SALARY RATE	12,146,800

SECTION 6 - GENERAL GOVERNMENT

2612	SALARIES AND BENEFITS POSITIONS	294.00	
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		17,857,328
2613	OTHER PERSONAL SERVICES		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		15,689
2614	EXPENSES		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		2,463,531
2615	OPERATING CAPITAL OUTLAY		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		1,729,513
2616	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		1,508,511
2617	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		2,140,514
2619	SPECIAL CATEGORIES		
	OPERATION OF MOTOR VEHICLES		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		2,154,397
2620	SPECIAL CATEGORIES		
	OVERTIME		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		2,375,173
2621	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		829,885
2622	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		218,240
2623	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		23,020
2624	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		101,425
TOTAL:	MOTOR CARRIER COMPLIANCE		
	FROM TRUST FUNDS		31,417,226
	TOTAL POSITIONS	294.00	
	TOTAL ALL FUNDS		31,417,226

PROGRAM: MOTORIST SERVICES

MOTORIST SERVICES

No funds are provided in Specific Appropriation 2625 through 2636 for Fiscal Year 2013-14 with regards to existing contracts, leases or other contractual obligations, with the exception of those contracts required to maintain state property, until disposal of such property held by the state or any of its agencies and entities associated with the closure of the Gainesville (D10) and Sebring (M08) Driver License offices are complete.

No funds are provided in Specific Appropriation 2625 through 2636 for

SECTION 6 - GENERAL GOVERNMENT

Fiscal Year 2013-14 to make payments for the use of property after October 31, 2013, on any existing contracts, lease or other contractual obligations held by the state or any of its agencies and entities associated with the closure of the Clermont (G04) Driver License office.

No funds are provided in Specific Appropriation 2625 through 2636 for Fiscal Year 2013-14 to make payments for the use of property after December 6, 2013, on any existing contracts, lease or other contractual obligations held by the state or any of its agencies and entities associated with the closure of the Winter Springs (G06) Driver License office.

No funds are provided in Specific Appropriation 2625 through 2636 for Fiscal Year 2013-14 to make payments for the use of property after January 11, 2014, on any existing contracts, lease or other contractual obligations held by the state or any of its agencies and entities associated with the closure of the Okeechobee (H07) Driver License office.

No funds are provided in Specific Appropriation 2625 through 2636 for Fiscal Year 2013-14 to make payments for the use of property after January 31, 2014, on any existing contracts, lease or other contractual obligations held by the state or any of its agencies and entities associated with the closure of the Haines City (L04) Driver License office.

APPROVED SALARY RATE 46,764,003

2625	SALARIES AND BENEFITS POSITIONS	1,525.00	
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		62,464,103
	FROM FEDERAL GRANTS TRUST FUND		172,854
	FROM GAS TAX COLLECTION TRUST FUND		2,891,375
2626	OTHER PERSONAL SERVICES		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		794,604
	FROM FEDERAL GRANTS TRUST FUND		886,291
	FROM GAS TAX COLLECTION TRUST FUND		11,438
2627	EXPENSES		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		11,068,834
	FROM FEDERAL GRANTS TRUST FUND		390,335
	FROM GAS TAX COLLECTION TRUST FUND		333,509
2628	OPERATING CAPITAL OUTLAY		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		234,866
	FROM FEDERAL GRANTS TRUST FUND		840,034
	FROM GAS TAX COLLECTION TRUST FUND		5,001
2629	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		2,833,857
	FROM FEDERAL GRANTS TRUST FUND		839,726
	FROM GAS TAX COLLECTION TRUST FUND		3,040
2629A	SPECIAL CATEGORIES		
	DOMESTIC SECURITY		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		1,433,411
2630	SPECIAL CATEGORIES		
	AUTOMATED UNIFORM TRAFFIC ACCOUNTING		
	SYSTEM		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		913,905
2631	SPECIAL CATEGORIES		
	PAYMENT TO OUTSIDE CONTRACTOR		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND		6,299,454

SECTION 6 - GENERAL GOVERNMENT

2632	SPECIAL CATEGORIES PURCHASE OF DRIVER LICENSES FROM HIGHWAY SAFETY OPERATING TRUST FUND	11,088,304	
2633	SPECIAL CATEGORIES GRANTS AND AIDS - PURCHASE OF LICENSE PLATES FROM HIGHWAY SAFETY OPERATING TRUST FUND	6,575,197	
2634	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM HIGHWAY SAFETY OPERATING TRUST FUND FROM GAS TAX COLLECTION TRUST FUND	1,377,984 55,119	
2635	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM HIGHWAY SAFETY OPERATING TRUST FUND	238,586	
2636	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HIGHWAY SAFETY OPERATING TRUST FUND FROM GAS TAX COLLECTION TRUST FUND	84,488 8,000	
2637	SPECIAL CATEGORIES TRANSFER TO TRANSPORTATION SECURITY ADMINISTRATION AND FLORIDA DEPARTMENT OF LAW ENFORCEMENT FOR BACKGROUND CHECKS FROM HIGHWAY SAFETY OPERATING TRUST FUND	1,532,656	
2638	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HIGHWAY SAFETY OPERATING TRUST FUND	588,158	
2639	FIXED CAPITAL OUTLAY MAINTENANCE, REPAIRS AND CONSTRUCTION - STATEWIDE FROM HIGHWAY SAFETY OPERATING TRUST FUND	530,056	
TOTAL:	MOTORIST SERVICES FROM TRUST FUNDS TOTAL POSITIONS TOTAL ALL FUNDS	114,495,185 1,525.00 114,495,185	
PROGRAM: KIRKMAN DATA CENTER			
INFORMATION TECHNOLOGY			
	APPROVED SALARY RATE	8,675,904	
2640	SALARIES AND BENEFITS POSITIONS FROM HIGHWAY SAFETY OPERATING TRUST FUND	166.00 10,991,720	
2641	OTHER PERSONAL SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND	262,740	
2642	EXPENSES FROM HIGHWAY SAFETY OPERATING TRUST FUND FROM GAS TAX COLLECTION TRUST FUND FROM LAW ENFORCEMENT TRUST FUND	4,062,909 213,265 3,752	
2643	OPERATING CAPITAL OUTLAY FROM HIGHWAY SAFETY OPERATING TRUST FUND	359,431	

SECTION 6 - GENERAL GOVERNMENT

2644	SPECIAL CATEGORIES CONTRACTED SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND FROM GAS TAX COLLECTION TRUST FUND	5,213,750 17,333	
2645	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM HIGHWAY SAFETY OPERATING TRUST FUND	72,220	
2646	SPECIAL CATEGORIES TAX COLLECTOR NETWORK - COUNTY SYSTEMS FROM HIGHWAY SAFETY OPERATING TRUST FUND	6,231,491	
2647	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM HIGHWAY SAFETY OPERATING TRUST FUND	1,293,034	
2648	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HIGHWAY SAFETY OPERATING TRUST FUND	2,571	
2649	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HIGHWAY SAFETY OPERATING TRUST FUND	62,948	
2650	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM HIGHWAY SAFETY OPERATING TRUST FUND	1,059,507	
2651	DATA PROCESSING SERVICES NORTHWOOD SHARED RESOURCE CENTER FROM HIGHWAY SAFETY OPERATING TRUST FUND	2,839,298	
TOTAL:	INFORMATION TECHNOLOGY FROM TRUST FUNDS TOTAL POSITIONS TOTAL ALL FUNDS	32,685,969 166.00 32,685,969	
TOTAL:	HIGHWAY SAFETY AND MOTOR VEHICLES, DEPARTMENT OF FROM TRUST FUNDS TOTAL POSITIONS TOTAL ALL FUNDS TOTAL APPROVED SALARY RATE	423,962,601 4,422.00 423,962,601 177,451,834	
LEGISLATIVE BRANCH			
SENATE			
2652	LUMP SUM SENATE FROM GENERAL REVENUE FUND	49,486,492	
HOUSE OF REPRESENTATIVES			
2653	LUMP SUM HOUSE FROM GENERAL REVENUE FUND	54,830,035	
LEGISLATIVE SUPPORT SERVICES			
2654	LUMP SUM LEGISLATIVE SUPPORT SERVICES - SENATE FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND	24,209,830 971,090	

SECTION 6 - GENERAL GOVERNMENT

	FROM LEGISLATIVE LOBBYIST REGISTRATION TRUST FUND	148,379	
2655	LUMP SUM LEGISLATIVE SUPPORT SERVICES - HOUSE FROM GENERAL REVENUE FUND	24,313,021	
	FROM GRANTS AND DONATIONS TRUST FUND	954,906	
	FROM LEGISLATIVE LOBBYIST REGISTRATION TRUST FUND	143,709	
2656	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	407,028	
	FROM GRANTS AND DONATIONS TRUST FUND	2,827	
	FROM LEGISLATIVE LOBBYIST REGISTRATION TRUST FUND	403	
TOTAL:	LEGISLATIVE SUPPORT SERVICES FROM GENERAL REVENUE FUND	48,929,879	
	FROM TRUST FUNDS	2,221,314	
	TOTAL ALL FUNDS	51,151,193	
OFFICE OF PUBLIC COUNSEL			
2657	LUMP SUM PUBLIC COUNSEL FROM GENERAL REVENUE FUND	2,328,685	
2658	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	2,182	
TOTAL:	OFFICE OF PUBLIC COUNSEL FROM GENERAL REVENUE FUND	2,330,867	
	TOTAL ALL FUNDS	2,330,867	
ETHICS, COMMISSION ON			
2659	LUMP SUM LOBBY REGISTRATION FROM EXECUTIVE BRANCH LOBBY REGISTRATION TRUST FUND	214,867	
2660	LUMP SUM ETHICS COMMISSION FROM GENERAL REVENUE FUND	2,273,822	
2661	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM GENERAL REVENUE FUND	52,991	
2662	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	2,991	
	FROM EXECUTIVE BRANCH LOBBY REGISTRATION TRUST FUND	269	
TOTAL:	ETHICS, COMMISSION ON FROM GENERAL REVENUE FUND	2,329,804	
	FROM TRUST FUNDS	215,136	
	TOTAL ALL FUNDS	2,544,940	
AUDITOR GENERAL			
2663	LUMP SUM AUDITOR GENERAL FROM GENERAL REVENUE FUND	34,302,340	
2664	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	96,583	

SECTION 6 - GENERAL GOVERNMENT

TOTAL:	AUDITOR GENERAL FROM GENERAL REVENUE FUND	34,398,923	
	TOTAL ALL FUNDS	34,398,923	
TOTAL:	LEGISLATIVE BRANCH FROM GENERAL REVENUE FUND	192,306,000	
	FROM TRUST FUNDS	2,436,450	
	TOTAL ALL FUNDS	194,742,450	
LOTTERY, DEPARTMENT OF THE PROGRAM: LOTTERY OPERATIONS			
	APPROVED SALARY RATE	17,294,039	
2665	SALARIES AND BENEFITS POSITIONS FROM OPERATING TRUST FUND	418.00	25,139,757
2666	OTHER PERSONAL SERVICES FROM OPERATING TRUST FUND		80,000
2667	EXPENSES FROM OPERATING TRUST FUND		5,369,443
	From the funds provided in Specific Appropriations 2667, 2668, and 2670, the department shall determine the net change in ticket sales and revenue related to the implementation of the mobile sale tool. The report shall be provided to the chair of the Senate Appropriations Subcommittee on General Government, the chair of the House Government Operations Appropriations Subcommittee, and the Executive Office of the Governor's Office of Policy and Budget on a quarterly basis. The first report shall be due 30 days following the first quarter of complete deployment of the mobile sales tools, and quarterly thereafter.		
2668	OPERATING CAPITAL OUTLAY FROM OPERATING TRUST FUND		342,100
2669	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM OPERATING TRUST FUND		340,000
	From the funds provided in Specific Appropriation 2669, the Department of the Lottery may purchase one or more motor vehicles for replacement when the mileage of a vehicle is in excess of 150,000 miles unless it is determined by the secretary that the vehicle replacement is a critical safety issue, or based on emergency or unforeseen circumstances as provided in section 287.14(3), Florida Statutes.		
2670	SPECIAL CATEGORIES CONTRACTED SERVICES FROM OPERATING TRUST FUND		3,744,513
2671	SPECIAL CATEGORIES INSTANT TICKET PURCHASE FROM OPERATING TRUST FUND		42,375,800
	The Department of the Lottery is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2671, in the event instant ticket sales are greater than the projected sales used to calculate the amount appropriated.		
2672	SPECIAL CATEGORIES ADVERTISING AGENCY FEES FROM OPERATING TRUST FUND		2,756,945
2673	SPECIAL CATEGORIES PAID ADVERTISING AND PROMOTION FROM OPERATING TRUST FUND		32,593,508
	From the funds provided in Specific Appropriation 2673, the Department of the Lottery shall not expend in excess of \$200,000 for the development, publication, and distribution of any report by the department for the purpose of carrying out the provisions of section 24.1215, Florida Statutes.		

SECTION 6 - GENERAL GOVERNMENT

From the funds provided in Specific Appropriation 2673, the Department of the Lottery shall not expend in excess of \$650,000 for services provided in accordance with the "Agreement for Production Services and Related Commodities and Services" contract executed by the department on December 30, 2009.

2674 SPECIAL CATEGORIES
 TERMINAL GAMES FEES
 FROM OPERATING TRUST FUND 28,995,788

The Department of the Lottery is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2674 in the event on-line sales are greater than the projected sales used to calculate the amount appropriated.

The Department of the Lottery is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2674 to acquire up to 500 additional ticket terminals. Prior to the submission of any budget amendment that increases the size of the lottery retailer network, the Revenue Estimating Conference shall determine if sales will increase sufficiently to cover the cost of the machines, offset any losses to the existing network, and generate additional revenue that benefits the state. The budget amendments will be contingent upon the agency's submission of a plan that includes not only a positive Revenue Estimating Conference impact analysis, but also identifies the specific terminal needs and a plan for distribution of the additional terminals.

2675 SPECIAL CATEGORIES
 LOTTERY INSTANT TICKET VENDING MACHINES
 FROM OPERATING TRUST FUND 5,010,600

The Department of the Lottery is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2675 to acquire additional instant ticket vending machines. Prior to the submission of any amendment that increases the number of instant vending ticket machines, the Revenue Estimating Conference shall determine if sales will increase sufficiently to cover the cost of the machines and generate additional revenue that benefits the state. The budget amendments will be contingent upon the agency's submission of a plan that includes not only a positive Revenue Estimating Conference impact analysis, but also identifies the specific instant ticket machine needs and a plan for distribution of the additional machines.

2676 SPECIAL CATEGORIES
 LOTTERY FULL SERVICE VENDING MACHINES
 FROM OPERATING TRUST FUND 4,481,000

From the funds provided in Specific Appropriation 2676, the Department of the Lottery shall report the net amount of ticket sale revenue generated by each full service vending machine, and in total for all machines. The report shall include the amount of full service vending machine revenue that replaced the amount of counter ticket sale revenue. The report shall be provided to the chair of the Senate Appropriations Subcommittee on General Government, the chair of the House Government Operations Appropriations Subcommittee, and the Executive Office of the Governor's Office of Policy and Budget on a quarterly basis. The department shall submit a report on July 31, 2013, for the ticket sales activity for the period April 1, 2013, through June 30, 2013, and quarterly thereafter.

2677 SPECIAL CATEGORIES
 RETAILER INCENTIVES
 FROM OPERATING TRUST FUND 2,250,000

2678 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM OPERATING TRUST FUND 208,568

2679 SPECIAL CATEGORIES
 SALARY INCENTIVE PAYMENTS
 FROM OPERATING TRUST FUND 14,060

2680 SPECIAL CATEGORIES
 CONTRACTED LEGAL SERVICES
 FROM OPERATING TRUST FUND 120,000

SECTION 6 - GENERAL GOVERNMENT

2681 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM OPERATING TRUST FUND 375,000

2682 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT
 FROM OPERATING TRUST FUND 147,142

2683 DATA PROCESSING SERVICES
 SOUTHWOOD SHARED RESOURCE CENTER
 FROM OPERATING TRUST FUND 22,563

TOTAL: PROGRAM: LOTTERY OPERATIONS
 FROM TRUST FUNDS 154,366,787

TOTAL POSITIONS 418.00

TOTAL ALL FUNDS 154,366,787

TOTAL: LOTTERY, DEPARTMENT OF THE
 FROM TRUST FUNDS 154,366,787

TOTAL POSITIONS 418.00

TOTAL ALL FUNDS 154,366,787

TOTAL APPROVED SALARY RATE 17,294,039

MANAGEMENT SERVICES, DEPARTMENT OF

PROGRAM: ADMINISTRATION PROGRAM

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE 4,361,256

2684 SALARIES AND BENEFITS POSITIONS 73.00
 FROM ADMINISTRATIVE TRUST FUND 5,685,617

FROM COMMUNICATIONS WORKING
 CAPITAL TRUST FUND 152,118

2685 OTHER PERSONAL SERVICES
 FROM ADMINISTRATIVE TRUST FUND 38,329

2686 EXPENSES
 FROM ADMINISTRATIVE TRUST FUND 635,267

FROM COMMUNICATIONS WORKING
 CAPITAL TRUST FUND 41,497

2687 OPERATING CAPITAL OUTLAY
 FROM ADMINISTRATIVE TRUST FUND 9,688

2688 SPECIAL CATEGORIES
 TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS
 FROM ADMINISTRATIVE TRUST FUND 14,497

2689 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM ADMINISTRATIVE TRUST FUND 106,600

FROM COMMUNICATIONS WORKING
 CAPITAL TRUST FUND 81,800

2690 SPECIAL CATEGORIES
 MAIL SERVICES
 FROM ADMINISTRATIVE TRUST FUND 113,424

2691 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM ADMINISTRATIVE TRUST FUND 111,758

FROM COMMUNICATIONS WORKING
 CAPITAL TRUST FUND 301

2692 SPECIAL CATEGORIES
 CONTRACTED LEGAL SERVICES
 FROM ADMINISTRATIVE TRUST FUND 1,150,000

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2693	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ADMINISTRATIVE TRUST FUND			12,427
2694	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND			29,158 735
2695	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM ADMINISTRATIVE TRUST FUND FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND			189,441 22,194
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS			8,394,851
	TOTAL POSITIONS	73.00		
	TOTAL ALL FUNDS			8,394,851
STATE EMPLOYEE LEASING				
	APPROVED SALARY RATE	110,210		
2696	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND	2.00		228,315
2697	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND			802
TOTAL:	STATE EMPLOYEE LEASING FROM TRUST FUNDS			229,117
	TOTAL POSITIONS	2.00		
	TOTAL ALL FUNDS			229,117
PROGRAM: FACILITIES PROGRAM				
FACILITIES MANAGEMENT				
	APPROVED SALARY RATE	9,270,775		
2698	SALARIES AND BENEFITS POSITIONS FROM SUPERVISION TRUST FUND	281.00		12,942,721
2699	OTHER PERSONAL SERVICES FROM SUPERVISION TRUST FUND			17,000
2700	EXPENSES FROM SUPERVISION TRUST FUND			4,502,810
2701	OPERATING CAPITAL OUTLAY FROM SUPERVISION TRUST FUND			73,727
2702	SPECIAL CATEGORIES TRANSFER TO THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT - CAPITOL POLICE FROM SUPERVISION TRUST FUND			5,937,982
2703	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM SUPERVISION TRUST FUND		1,733,343	8,895,794
2704	SPECIAL CATEGORIES DEPARTMENT OF MANAGEMENT SERVICES PROVISIONS FOR FACILITIES SECURITY FROM SUPERVISION TRUST FUND			1,148,387

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2705	SPECIAL CATEGORIES INTERIOR REFURBISHMENT - LEASE SPACE FROM SUPERVISION TRUST FUND			1,406,157
2706	SPECIAL CATEGORIES MASTER LEASE SPACE TENANT IMPROVEMENT FUNDS FROM OPERATING TRUST FUND			1,535,738
<p>Funds in Specific Appropriation 2706 shall be placed in reserve until the department submits to the chair of the Senate Appropriations Subcommittee on General Government and the chair of the House Government Operations Appropriations Subcommittee an updated project plan that includes, but is not limited to, all expenditures related to the proposed projects and the associated funding sources. The plan shall also include: a prioritization of all outstanding requests by agencies for improvement projects in spaces leased under the Tallahassee area private sector master leases; identify all out-year projects required to improve and maintain the leased space for the duration of the 15-year leases; and provide an explanation of why improvements are required or not required for each fiscal year. No earlier than 14 days after submission of the plan to the legislative committees, the department may request the release of the funds pursuant to the provisions of chapter 216, Florida Statutes.</p>				
2707	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM SUPERVISION TRUST FUND			394,386
2708	SPECIAL CATEGORIES STATE UTILITY PAYMENTS FROM SUPERVISION TRUST FUND			19,348,977
<p>The department is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2708, in the event utility costs exceed the amount appropriated.</p>				
2709	SPECIAL CATEGORIES FACILITIES POOL OFFICE-SPACE RECONFIGURATION FROM SUPERVISION TRUST FUND			4,371,679
2710	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM SUPERVISION TRUST FUND			1,657,550
2711	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM SUPERVISION TRUST FUND			82,261
2712	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM SUPERVISION TRUST FUND			91,737
2713	SPECIAL CATEGORIES STATE CAPITOL - MAINTENANCE AND REPAIRS FROM SUPERVISION TRUST FUND			50,000
2714	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM SUPERVISION TRUST FUND			73,125
2715	FIXED CAPITAL OUTLAY COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT FROM SUPERVISION TRUST FUND			1,000,000
2716	FIXED CAPITAL OUTLAY LIFE SAFETY CODE COMPLIANCE PROJECTS STATEWIDE - DMS MGD FROM SUPERVISION TRUST FUND			160,000

SECTION 6 - GENERAL GOVERNMENT

2717	FIXED CAPITAL OUTLAY		
	STATEWIDE CAPITAL DEPRECIATION - GENERAL -		
	DMS MGD		
	FROM GENERAL REVENUE FUND	6,500,000	
	FROM PUBLIC FACILITIES FINANCING		2,500,000
	TRUST FUND		4,387,781
	FROM SUPERVISION TRUST FUND		

Funds provided in Specific Appropriation 2717 are for projects identified in the Department of Management Services' Capital Improvements Plan submitted October 2012 to the Executive Office of the Governor and the Legislature. The department may only depart from this plan when there is an unforeseen circumstance involving a building, facility grounds, or parking garage that affects facility code compliance; life safety or environment deficiencies; Americans with Disabilities Act compliance; mechanical, component or structural failures; or impacts a building's operations, integrity or habitability. In the event the department receives reimbursement for any of the projects in the plan, or if actual project costs are lower than the estimated costs shown in the plan, the department may use the funds to address deferred projects or projects that allow for additional occupancy of any non-occupied space that may exist in the Florida Facilities Pool.

2718	FIXED CAPITAL OUTLAY		
	DEBT SERVICE		
	FROM FLORIDA FACILITIES POOL		
	CLEARING TRUST FUND	38,255,689	
TOTAL:	FACILITIES MANAGEMENT		
	FROM GENERAL REVENUE FUND	8,233,343	
	FROM TRUST FUNDS		108,833,501
	TOTAL POSITIONS	281.00	
	TOTAL ALL FUNDS		117,066,844

BUILDING CONSTRUCTION

Funds provided in Specific Appropriations 2719 through 2725 from the Architects Incidental Trust Fund are based on an assessment against each fixed capital outlay appropriation in which the Department of Management Services serves as the owner-representative on behalf of the state. The assessments for appropriations made for the 2013-2014 fiscal year shall be calculated in accordance with the formula submitted by the department to the Executive Office of the Governor on October 7, 1991, as required by chapter 91-193, Laws of Florida.

APPROVED SALARY RATE 528,835

2719	SALARIES AND BENEFITS POSITIONS	10.00	
	FROM ARCHITECTS INCIDENTAL TRUST		717,452
	FUND		
2720	EXPENSES		
	FROM ARCHITECTS INCIDENTAL TRUST		
	FUND		120,434
2721	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM ARCHITECTS INCIDENTAL TRUST		
	FUND		46,341
2722	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM ARCHITECTS INCIDENTAL TRUST		
	FUND		15,872
2723	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM ARCHITECTS INCIDENTAL TRUST		
	FUND		1,613

SECTION 6 - GENERAL GOVERNMENT

2724	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM ARCHITECTS INCIDENTAL TRUST		
	FUND		3,359

2725	DATA PROCESSING SERVICES		
	SOUTHWOOD SHARED RESOURCE CENTER		
	FROM ARCHITECTS INCIDENTAL TRUST		
	FUND		3,228

TOTAL:	BUILDING CONSTRUCTION		
	FROM TRUST FUNDS		908,299
	TOTAL POSITIONS	10.00	
	TOTAL ALL FUNDS		908,299

PROGRAM: SUPPORT PROGRAM

FEDERAL PROPERTY ASSISTANCE
APPROVED SALARY RATE 141,876

2726	SALARIES AND BENEFITS POSITIONS	5.00	
	FROM SURPLUS PROPERTY REVOLVING		
	TRUST FUND		234,467

2727	EXPENSES		
	FROM SURPLUS PROPERTY REVOLVING		
	TRUST FUND		63,231

2728	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM SURPLUS PROPERTY REVOLVING		
	TRUST FUND		6,379

2729	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM SURPLUS PROPERTY REVOLVING		
	TRUST FUND		854

2730	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM SURPLUS PROPERTY REVOLVING		
	TRUST FUND		1,526

2731	DATA PROCESSING SERVICES		
	SOUTHWOOD SHARED RESOURCE CENTER		
	FROM SURPLUS PROPERTY REVOLVING		
	TRUST FUND		488

TOTAL:	FEDERAL PROPERTY ASSISTANCE		
	FROM TRUST FUNDS		306,945
	TOTAL POSITIONS	5.00	
	TOTAL ALL FUNDS		306,945

MOTOR VEHICLE AND WATERCRAFT MANAGEMENT

APPROVED SALARY RATE 333,595

2732	SALARIES AND BENEFITS POSITIONS	6.00	
	FROM OPERATING TRUST FUND		468,706

2733	EXPENSES		
	FROM OPERATING TRUST FUND		65,174

2734	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM OPERATING TRUST FUND		450,132

2735	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM OPERATING TRUST FUND		808

SECTION 6 - GENERAL GOVERNMENT

2736	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM OPERATING TRUST FUND			1,247
2737	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM OPERATING TRUST FUND			2,749
2738	SPECIAL CATEGORIES PAYMENT OF EXPENSES FROM SALE OF AGENCY VEHICLES FROM OPERATING TRUST FUND			725,000
2739	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM OPERATING TRUST FUND			26,861
TOTAL:	MOTOR VEHICLE AND WATERCRAFT MANAGEMENT FROM TRUST FUNDS			1,740,677
	TOTAL POSITIONS	6.00		
	TOTAL ALL FUNDS			1,740,677
PURCHASING OVERSIGHT				
	APPROVED SALARY RATE	2,735,616		
2740	SALARIES AND BENEFITS POSITIONS FROM OPERATING TRUST FUND	47.00		3,652,464
2741	OTHER PERSONAL SERVICES FROM OPERATING TRUST FUND			10,000
2742	EXPENSES FROM OPERATING TRUST FUND			356,384
2743	OPERATING CAPITAL OUTLAY FROM OPERATING TRUST FUND			15,859
2744	SPECIAL CATEGORIES CONTRACTED SERVICES FROM OPERATING TRUST FUND			91,267
2745	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM OPERATING TRUST FUND			27,424
2746	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES FROM OPERATING TRUST FUND			30,000
2747	SPECIAL CATEGORIES WEB-BASED E-PROCUREMENT SYSTEM FROM OPERATING TRUST FUND			11,255,892
2748	SPECIAL CATEGORIES PROJECT MANAGEMENT PROFESSIONAL - TRAINING FROM OPERATING TRUST FUND			60,000
2749	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM OPERATING TRUST FUND			4,000
2750	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM OPERATING TRUST FUND			15,156
2751	SPECIAL CATEGORIES TRANSFER TO THE DEPARTMENT OF FINANCIAL SERVICES FROM OPERATING TRUST FUND			350,000

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2752	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM OPERATING TRUST FUND			161,160
TOTAL:	PURCHASING OVERSIGHT FROM TRUST FUNDS			16,029,606
	TOTAL POSITIONS	47.00		
	TOTAL ALL FUNDS			16,029,606
OFFICE OF SUPPLIER DIVERSITY				
	APPROVED SALARY RATE	206,638		
2753	SALARIES AND BENEFITS POSITIONS FROM OPERATING TRUST FUND	6.00		310,457
2754	EXPENSES FROM OPERATING TRUST FUND			55,996
2754A	SPECIAL CATEGORIES CONTRACTED SERVICES FROM OPERATING TRUST FUND			11,573
2755	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM OPERATING TRUST FUND			3,117
2755A	SPECIAL CATEGORIES MATCHMAKER CONFERENCE FROM GRANTS AND DONATIONS TRUST FUND			200,000
2756	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM OPERATING TRUST FUND			3,278
2757	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM OPERATING TRUST FUND			6,704
TOTAL:	OFFICE OF SUPPLIER DIVERSITY FROM TRUST FUNDS			591,125
	TOTAL POSITIONS	6.00		
	TOTAL ALL FUNDS			591,125
PRIVATE PRISON MONITORING				
	APPROVED SALARY RATE	686,037		
2758	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	14.00		953,241
2759	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND			15,200
2760	EXPENSES FROM GENERAL REVENUE FUND			76,814
2761	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND			3,890

To improve vendor oversight and contract management, the department shall ensure that private prisons resolve any violations cited by the Department of Corrections related to security, infirmary, and contraband operations audits. The department must, through attrition of staff, hire managers and contract monitors with adult corrections expertise. The department must provide relevant training as recommended by the Department of Corrections to all current and future staff responsible for overseeing the private prisons, including training in prison safety and security procedures, inmate manipulation resistance, defensive tactics, and contraband detection and control.

SECTION 6 - GENERAL GOVERNMENT

2762	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	13,056	
2763	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	1,885	
2764	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES FROM GENERAL REVENUE FUND	23,169	
2765	SPECIAL CATEGORIES ADMINISTRATIVE OVERHEAD FROM GENERAL REVENUE FUND	103,673	
2766	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	1,267	
2767	SPECIAL CATEGORIES PRIVATE PRISONS - MAINTENANCE AND REPAIR REIMBURSEMENT FROM OPERATING TRUST FUND	959,588	
2768	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	4,462	
2769	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM GENERAL REVENUE FUND	2,749	
TOTAL:	PRIVATE PRISON MONITORING FROM GENERAL REVENUE FUND FROM TRUST FUNDS	1,199,406	959,588
	TOTAL POSITIONS	14.00	
	TOTAL ALL FUNDS	2,158,994	
WORKFORCE PROGRAMS			
PROGRAM: INSURANCE BENEFITS ADMINISTRATION			
	APPROVED SALARY RATE	1,250,847	
2770	SALARIES AND BENEFITS POSITIONS 22.00 FROM PRETAX BENEFITS TRUST FUND FROM STATE EMPLOYEES LIFE INSURANCE TRUST FUND FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND FROM STATE EMPLOYEES DISABILITY INSURANCE TRUST FUND	361,262	20,413 1,302,349 26,717
2771	OTHER PERSONAL SERVICES FROM PRETAX BENEFITS TRUST FUND FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	2,500	140,772
2772	EXPENSES FROM PRETAX BENEFITS TRUST FUND FROM STATE EMPLOYEES LIFE INSURANCE TRUST FUND FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND FROM STATE EMPLOYEES DISABILITY INSURANCE TRUST FUND	48,832	1,984 294,096 2,875
2773	OPERATING CAPITAL OUTLAY FROM PRETAX BENEFITS TRUST FUND FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	10,000	10,000

SECTION 6 - GENERAL GOVERNMENT

2774	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	46,492	
2775	SPECIAL CATEGORIES POST PAYMENT CLAIMS AUDIT SERVICES FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	400,000	
The department is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2775 in the event the contractor identifies claim overpayments that result in compensation that exceeds the amount appropriated.			
2776	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PRETAX BENEFITS TRUST FUND FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	348,505	1,599,157
From the funds provided in Specific Appropriation 2776, the department shall use certified or licensed professionals who are providing solicited services to other clients when contracting with benefit or actuarial consultants.			
2777	SPECIAL CATEGORIES ADMINISTRATIVE SERVICES ONLY CONTRACT FOR HEALTH INSURANCE FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	51,100,000	
The department is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2777 in the event administrative service payments for health insurance exceed the amount of budget authority appropriated.			
2778	SPECIAL CATEGORIES PRESCRIPTION DRUG CLAIMS ADMINISTRATION FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	287,280	
2779	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PRETAX BENEFITS TRUST FUND FROM STATE EMPLOYEES LIFE INSURANCE TRUST FUND FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND FROM STATE EMPLOYEES DISABILITY INSURANCE TRUST FUND	5,861	1,020 18,090 509
2780	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	50,000	
2781	SPECIAL CATEGORIES PAYMENT OF EMPLOYER CONTRIBUTIONS TO HEALTH SAVINGS ACCOUNT CUSTODIAN FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	786,443	
2782	SPECIAL CATEGORIES CONTRACTED BANK SERVICES FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	79,000	
2783	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	4,435	

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2784	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PRETAX BENEFITS TRUST FUND	3,960	
	FROM STATE EMPLOYEES LIFE INSURANCE TRUST FUND	276	
	FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	10,898	
	FROM STATE EMPLOYEES DISABILITY INSURANCE TRUST FUND	131	
2785	DATA PROCESSING SERVICES		
	SOUTHWOOD SHARED RESOURCE CENTER FROM PRETAX BENEFITS TRUST FUND	10,547	
	FROM STATE EMPLOYEES LIFE INSURANCE TRUST FUND	2,224	
	FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	26,503	
	FROM STATE EMPLOYEES DISABILITY INSURANCE TRUST FUND	4,121	
	TOTAL: PROGRAM: INSURANCE BENEFITS ADMINISTRATION FROM TRUST FUNDS	57,007,252	
	TOTAL POSITIONS	22.00	
	TOTAL ALL FUNDS	57,007,252	
	PROGRAM: RETIREMENT BENEFITS ADMINISTRATION		
	APPROVED SALARY RATE	7,526,130	
2786	SALARIES AND BENEFITS POSITIONS	193.00	
	FROM GENERAL REVENUE FUND	704,199	
	FROM OPERATING TRUST FUND	9,596,956	
	FROM OPTIONAL RETIREMENT PROGRAM TRUST FUND	138,783	
	FROM POLICE AND FIREFIGHTER'S PREMIUM TAX TRUST FUND	753,759	
	FROM RETIREE HEALTH INSURANCE SUBSIDY TRUST FUND	40,402	
	From the funds provided in Specific Appropriation 2786, the department shall expend available cash balances from the Police and Firefighter's Premium Tax Trust Fund prior to the use of general revenue funding.		
	Funds provided in Specific Appropriations 2786 through 2796 from the Optional Retirement Program Trust Fund are based on an assessment of .01 percent of the participants' salaries and shall be used only for administration of the Optional Retirement Program.		
2787	OTHER PERSONAL SERVICES		
	FROM OPERATING TRUST FUND	6,029	
2788	EXPENSES		
	FROM OPERATING TRUST FUND	3,110,810	
	FROM OPTIONAL RETIREMENT PROGRAM TRUST FUND	16,133	
	FROM POLICE AND FIREFIGHTER'S PREMIUM TAX TRUST FUND	83,389	
	FROM RETIREE HEALTH INSURANCE SUBSIDY TRUST FUND	11,370	
2789	OPERATING CAPITAL OUTLAY		
	FROM OPERATING TRUST FUND	100,000	
2790	SPECIAL CATEGORIES		
	TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM OPERATING TRUST FUND	39,993	
2791	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM OPERATING TRUST FUND	4,182,850	
	FROM OPTIONAL RETIREMENT PROGRAM TRUST FUND	75,500	

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	FROM POLICE AND FIREFIGHTER'S PREMIUM TAX TRUST FUND	191,355	
	FROM RETIREE HEALTH INSURANCE SUBSIDY TRUST FUND	30,000	
2792	SPECIAL CATEGORIES		
	OVERTIME FROM OPERATING TRUST FUND	122,571	
2793	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE FROM OPERATING TRUST FUND	54,497	
2794	SPECIAL CATEGORIES		
	CONTRACTED LEGAL SERVICES FROM OPERATING TRUST FUND	159,872	
2795	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM OPERATING TRUST FUND	23,571	
	FROM POLICE AND FIREFIGHTER'S PREMIUM TAX TRUST FUND	2,000	
2796	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM OPERATING TRUST FUND	56,016	
	FROM OPTIONAL RETIREMENT PROGRAM TRUST FUND	567	
	FROM POLICE AND FIREFIGHTER'S PREMIUM TAX TRUST FUND	4,040	
	FROM RETIREE HEALTH INSURANCE SUBSIDY TRUST FUND	224	
2797	DATA PROCESSING SERVICES		
	SOUTHWOOD SHARED RESOURCE CENTER FROM OPERATING TRUST FUND	309,586	
2798	PENSIONS AND BENEFITS		
	DISABILITY BENEFITS TO JUSTICES AND JUDGES FROM GENERAL REVENUE FUND	724,959	
2799	PENSIONS AND BENEFITS		
	FLORIDA NATIONAL GUARD FROM GENERAL REVENUE FUND	16,541,709	
2800	PENSIONS AND BENEFITS		
	STATE OFFICERS AND EMPLOYEES (NON-CONTRIBUTORY) FROM GENERAL REVENUE FUND	533,071	
2801	PENSIONS AND BENEFITS		
	TEACHER'S SPECIAL PENSIONS FROM GENERAL REVENUE FUND	2,300	
	TOTAL: PROGRAM: RETIREMENT BENEFITS ADMINISTRATION FROM GENERAL REVENUE FUND	18,506,238	
	FROM TRUST FUNDS	19,110,273	
	TOTAL POSITIONS	193.00	
	TOTAL ALL FUNDS	37,616,511	
	PROGRAM: STATE PERSONNEL POLICY ADMINISTRATION		
	APPROVED SALARY RATE	1,034,918	
2802	SALARIES AND BENEFITS POSITIONS	15.00	
	FROM STATE PERSONNEL SYSTEM TRUST FUND	1,323,558	
	Funds provided in Specific Appropriations 2802 through 2817 from the State Personnel System Trust Fund are based upon a human resources services assessment to state entities at the following rates:		
	FTE	\$353.74	
	OPS	\$117.42	
	Justice Administrative Commission	\$257.02	

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State Court System	\$222.26	
County Health Department	\$257.02	
2802A OTHER PERSONAL SERVICES		
FROM STATE PERSONNEL SYSTEM TRUST		
FUND		5,000
2803 EXPENSES		
FROM STATE PERSONNEL SYSTEM TRUST		
FUND		119,225
2804 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM STATE PERSONNEL SYSTEM TRUST		
FUND		22,576
2805 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM STATE PERSONNEL SYSTEM TRUST		
FUND		10,566
2806 SPECIAL CATEGORIES		
CONTRACTED LEGAL SERVICES		
FROM STATE PERSONNEL SYSTEM TRUST		
FUND		100,000
2807 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM STATE PERSONNEL SYSTEM TRUST		
FUND		1,691
2808 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT		
SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM STATE PERSONNEL SYSTEM TRUST		
FUND		7,091
2809 DATA PROCESSING SERVICES		
SOUTHWOOD SHARED RESOURCE CENTER		
FROM STATE PERSONNEL SYSTEM TRUST		
FUND		6,182
TOTAL: PROGRAM: STATE PERSONNEL POLICY ADMINISTRATION		
FROM TRUST FUNDS		1,595,889
TOTAL POSITIONS	15.00	
TOTAL ALL FUNDS		1,595,889
PROGRAM: PEOPLE FIRST		
APPROVED SALARY RATE	953,685	
2810 SALARIES AND BENEFITS		
POSITIONS	15.00	
FROM STATE PERSONNEL SYSTEM TRUST		
FUND		1,246,270
2811 EXPENSES		
FROM STATE PERSONNEL SYSTEM TRUST		
FUND		104,832
2812 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM STATE PERSONNEL SYSTEM TRUST		
FUND		522,575

From the funds in Specific Appropriation 2812, \$500,000 is provided for the analysis and development of a business case to determine the most feasible and cost-effective means of providing human resource services. The analysis shall include electronic time and attendance in addition to all business case components identified in section 287.0571, Florida Statutes, including a detailed operational analysis of both the existing People First system and delivery model; a comprehensive risk analysis, staffing analysis, and cost-benefit analysis for each available option; and a transition plan for the recommended option and for potential insourcing of services, if that option is not recommended. The recommendations shall be based on industry trends and best practices for both the suggested delivery model, human resource services provided,

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and technology system to support an efficient and effective self-service environment. The business case and transition plans shall be provided to the chair of the Senate Appropriations Committee, the chair of the House Appropriations Committee, and the Executive Office of the Governor's Office of Policy and Budget by February 1, 2014.			
2813 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM STATE PERSONNEL SYSTEM TRUST			
FUND			9,323
2814 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM STATE PERSONNEL SYSTEM TRUST			
FUND			1,860
2815 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM STATE PERSONNEL SYSTEM TRUST			
FUND			6,258
2816 SPECIAL CATEGORIES			
HUMAN RESOURCES SERVICES / STATEWIDE			
CONTRACT			
FROM STATE PERSONNEL SYSTEM TRUST			
FUND			36,092,972
2817 DATA PROCESSING SERVICES			
SOUTHWOOD SHARED RESOURCE CENTER			
FROM STATE PERSONNEL SYSTEM TRUST			
FUND			5,810
TOTAL: PROGRAM: PEOPLE FIRST			
FROM TRUST FUNDS			37,989,900
TOTAL POSITIONS	15.00		
TOTAL ALL FUNDS			37,989,900
PROGRAM: TECHNOLOGY PROGRAM			
TELECOMMUNICATIONS SERVICES			
APPROVED SALARY RATE	3,845,421		
2818 SALARIES AND BENEFITS			
POSITIONS	71.00		
FROM COMMUNICATIONS WORKING			
CAPITAL TRUST FUND			4,798,875
FROM EMERGENCY COMMUNICATIONS			
NUMBER 911 SYSTEM TRUST			354,109
2819 OTHER PERSONAL SERVICES			
FROM COMMUNICATIONS WORKING			
CAPITAL TRUST FUND			74,268
FROM EMERGENCY COMMUNICATIONS			
NUMBER 911 SYSTEM TRUST			84,290
2820 EXPENSES			
FROM COMMUNICATIONS WORKING			
CAPITAL TRUST FUND			727,405
FROM EMERGENCY COMMUNICATIONS			
NUMBER 911 SYSTEM TRUST			514,632
2820A AID TO LOCAL GOVERNMENTS			
GRANTS AND AIDS - LOCAL RADIO SYSTEMS			
FROM GENERAL REVENUE FUND		830,500	
2821 AID TO LOCAL GOVERNMENTS			
DISTRIBUTIONS TO COUNTIES - WIRELESS 911			
TELEPHONE SYSTEMS			
FROM EMERGENCY COMMUNICATIONS			
NUMBER 911 SYSTEM TRUST			70,020,273

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2822	AID TO LOCAL GOVERNMENTS DISTRIBUTIONS TO SERVICE PROVIDERS - WIRELESS 911 TELEPHONE SYSTEMS FROM EMERGENCY COMMUNICATIONS NUMBER E911 SYSTEM TRUST	15,484,846
2823	AID TO LOCAL GOVERNMENTS DISTRIBUTIONS TO COUNTIES - NON-WIRELESS E911 FROM EMERGENCY COMMUNICATIONS NUMBER E911 SYSTEM TRUST	50,030,674
2824	OPERATING CAPITAL OUTLAY FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND FROM EMERGENCY COMMUNICATIONS NUMBER E911 SYSTEM TRUST	92,159 3,600
2825	SPECIAL CATEGORIES CENTREX AND SUNCOM PAYMENTS FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND	108,035,421

The department is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2825, in the event that payments for telecommunications services exceed the amount appropriated.

2826	SPECIAL CATEGORIES CONTRACTED SERVICES FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM EMERGENCY COMMUNICATIONS NUMBER E911 SYSTEM TRUST	2,510,063 1,392,228 420,827
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From the funds in Specific Appropriation 2826, \$500,000 is provided to the department for the analysis and development of options and recommendations to assist the state in determining the best and most appropriate, cost effective Wide Area Network (WAN) model for the state to procure in a future competitive solicitation. The analysis shall include telecommunications market conditions and trends for various IP-based WAN infrastructures and explore the best utilization of current state owned resources and infrastructure. The business case and transition plans shall be provided to the chair of the Senate Appropriations Committee, the chair of the House Appropriations Committee, and the Executive Office of the Governor's Office of Policy and Budget by February 1, 2014.

2827	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND	13,855
2828	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES FROM EMERGENCY COMMUNICATIONS NUMBER E911 SYSTEM TRUST	92,159
2829	SPECIAL CATEGORIES NTIA - BROADBAND SERVICES DEPLOYMENT- AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FROM FEDERAL GRANTS TRUST FUND	1,206,678
2830	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND FROM EMERGENCY COMMUNICATIONS NUMBER E911 SYSTEM TRUST	1,989 1,149

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2831	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND FROM EMERGENCY COMMUNICATIONS NUMBER E911 SYSTEM TRUST	23,120 771
2832	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND FROM EMERGENCY COMMUNICATIONS NUMBER E911 SYSTEM TRUST	319,133 2,405
TOTAL:	TELECOMMUNICATIONS SERVICES FROM GENERAL REVENUE FUND FROM TRUST FUNDS TOTAL POSITIONS TOTAL ALL FUNDS	830,500 256,204,929 71.00 257,035,429

WIRELESS SERVICES

	APPROVED SALARY RATE	733,332	
2833	SALARIES AND BENEFITS FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND	11.00 883,377	
2834	OTHER PERSONAL SERVICES FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND	127,700	
2835	EXPENSES FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND	7,723 264,146	
2836	OPERATING CAPITAL OUTLAY FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND	22,000	
2837	SPECIAL CATEGORIES CONTRACTED SERVICES FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND	3,492,300	
2838	SPECIAL CATEGORIES DOMESTIC SECURITY FROM GENERAL REVENUE FUND From the funds in Specific Appropriation 2838, \$1,595,000 is provided for Mutual Aid Build Out and \$1,950,000 is provided for the Florida Interoperability Network only to provide funding, if needed, in excess of available federal funding to support and maintain the Mutual Aid Build Out or the Florida Interoperability Network.	3,545,000	
2839	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND	526 1,309	
2840	SPECIAL CATEGORIES STATEWIDE LAW ENFORCEMENT RADIO SYSTEM CONTRACT PAYMENT FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND	18,220,000	
2841	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND	1,394	

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2842	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND	693	
	FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND	3,645	
2843	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND	550	
TOTAL:	WIRELESS SERVICES FROM GENERAL REVENUE FUND	3,545,000	
	FROM TRUST FUNDS	23,025,363	
	TOTAL POSITIONS	11.00	
	TOTAL ALL FUNDS	26,570,363	
PROGRAM: SOUTHWOOD SHARED RESOURCE CENTER			
SOUTHWOOD SHARED RESOURCE CENTER			
	APPROVED SALARY RATE	6,687,931	
2844	SALARIES AND BENEFITS POSITIONS FROM WORKING CAPITAL TRUST FUND . .	128.25	8,915,058
2845	OTHER PERSONAL SERVICES FROM WORKING CAPITAL TRUST FUND . .		45,600
2846	EXPENSES FROM WORKING CAPITAL TRUST FUND . .		2,981,656
2847	OPERATING CAPITAL OUTLAY FROM WORKING CAPITAL TRUST FUND . .		232,009
2848	SPECIAL CATEGORIES CONTRACTED SERVICES FROM WORKING CAPITAL TRUST FUND . .		16,703,991
2850	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM WORKING CAPITAL TRUST FUND . .		17,023
2851	SPECIAL CATEGORIES ADMINISTRATIVE OVERHEAD FROM WORKING CAPITAL TRUST FUND . .		125,000
2852	SPECIAL CATEGORIES DATA PROCESSING CONTRACTS FOR DATA CENTER FROM WORKING CAPITAL TRUST FUND . .		808,150
2853	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM WORKING CAPITAL TRUST FUND . .		1,423,187
2854	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM WORKING CAPITAL TRUST FUND . .		1,280,528
2855	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM WORKING CAPITAL TRUST FUND . .		46,241

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TOTAL:	SOUTHWOOD SHARED RESOURCE CENTER FROM TRUST FUNDS		32,578,443
	TOTAL POSITIONS	128.25	
	TOTAL ALL FUNDS		32,578,443
PROGRAM: PUBLIC EMPLOYEES RELATIONS COMMISSION			
PUBLIC EMPLOYEES RELATIONS			
	APPROVED SALARY RATE	1,716,297	
2856	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	26.00	1,304,871
	FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND		1,198,292
2857	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	149,277	
	FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND		53,628
2858	EXPENSES FROM GENERAL REVENUE FUND	57,094	
	FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND		354,664
2859	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	37,399	
	FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND		5,721
2860	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND		35,070
	FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND		32,500
2861	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	7,593	
	FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND		11,508
2862	SPECIAL CATEGORIES ADMINISTRATIVE OVERHEAD FROM GENERAL REVENUE FUND		34,314
2863	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	5,835	
	FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND		4,786
2864	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM GENERAL REVENUE FUND	13,158	
	FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND		5,255
TOTAL:	PUBLIC EMPLOYEES RELATIONS FROM GENERAL REVENUE FUND	1,644,611	
	FROM TRUST FUNDS		1,666,354
	TOTAL POSITIONS	26.00	
	TOTAL ALL FUNDS		3,310,965
PROGRAM: COMMISSION ON HUMAN RELATIONS			
HUMAN RELATIONS			
	APPROVED SALARY RATE	2,017,764	
2865	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	48.50	1,905,736

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	FROM OPERATING TRUST FUND		900,717
2866	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	140,000	
	FROM OPERATING TRUST FUND		1,040
2867	EXPENSES		
	FROM OPERATING TRUST FUND		255,284
2868	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	11,736	
	FROM OPERATING TRUST FUND		5,000
2869	SPECIAL CATEGORIES		
	TRANSFER TO DIVISION OF ADMINISTRATIVE		
	HEARINGS		
	FROM GENERAL REVENUE FUND	765,367	
2870	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	53,506	
	FROM OPERATING TRUST FUND		16,000
2871	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	33,013	
	FROM OPERATING TRUST FUND		25,003
2872	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM OPERATING TRUST FUND		49,163
2873	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	16,805	
	FROM OPERATING TRUST FUND		4,430
2874	DATA PROCESSING SERVICES		
	SOUTHWOOD SHARED RESOURCE CENTER		
	FROM OPERATING TRUST FUND		5,163
TOTAL:	HUMAN RELATIONS		
	FROM GENERAL REVENUE FUND	2,926,163	
	FROM TRUST FUNDS		1,261,800
	TOTAL POSITIONS	48.50	
	TOTAL ALL FUNDS		4,187,963
PROGRAM: NORTHWOOD SHARED RESOURCE CENTER			
NORTHWOOD SHARED RESOURCE CENTER			
	APPROVED SALARY RATE	5,301,360	
2875	SALARIES AND BENEFITS		
	POSITIONS	99.00	
	FROM WORKING CAPITAL TRUST FUND		6,975,066
2876	OTHER PERSONAL SERVICES		
	FROM WORKING CAPITAL TRUST FUND		197,967
2877	EXPENSES		
	FROM WORKING CAPITAL TRUST FUND		808,724
2878	OPERATING CAPITAL OUTLAY		
	FROM WORKING CAPITAL TRUST FUND		24,084
2879	SPECIAL CATEGORIES		
	COMPUTER RELATED EXPENSES		
	FROM WORKING CAPITAL TRUST FUND		14,148,826
2880	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM WORKING CAPITAL TRUST FUND		5,482,459

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2881	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM WORKING CAPITAL TRUST FUND		12,954
2882	SPECIAL CATEGORIES		
	ADMINISTRATIVE OVERHEAD		
	FROM WORKING CAPITAL TRUST FUND		125,000
2883	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM WORKING CAPITAL TRUST FUND		1,465,100
2884	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM WORKING CAPITAL TRUST FUND		35,314
2885	DATA PROCESSING SERVICES		
	CHILDREN AND FAMILIES DATA CENTER		
	FROM WORKING CAPITAL TRUST FUND		198,551
2886	DATA PROCESSING SERVICES		
	SOUTHWOOD SHARED RESOURCE CENTER		
	FROM WORKING CAPITAL TRUST FUND		526
TOTAL:	NORTHWOOD SHARED RESOURCE CENTER		
	FROM TRUST FUNDS		29,474,571
	TOTAL POSITIONS	99.00	
	TOTAL ALL FUNDS		29,474,571
ADMINISTRATIVE HEARINGS			
PROGRAM: ADJUDICATION OF DISPUTES			
	APPROVED SALARY RATE	5,358,435	
2887	SALARIES AND BENEFITS		
	POSITIONS	65.00	
	FROM OPERATING TRUST FUND		6,663,641
2888	OTHER PERSONAL SERVICES		
	FROM OPERATING TRUST FUND		18,082
2889	EXPENSES		
	FROM OPERATING TRUST FUND		1,025,647
2890	OPERATING CAPITAL OUTLAY		
	FROM OPERATING TRUST FUND		65,000
2891	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM OPERATING TRUST FUND		186,495
2892	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM OPERATING TRUST FUND		53,748
2893	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM OPERATING TRUST FUND		31,500
2894	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM OPERATING TRUST FUND		21,920
TOTAL:	PROGRAM: ADJUDICATION OF DISPUTES		
	FROM TRUST FUNDS		8,066,033
	TOTAL POSITIONS	65.00	
	TOTAL ALL FUNDS		8,066,033

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PROGRAM: WORKERS' COMPENSATION APPEALS - JUDGES OF COMPENSATION CLAIMS

	APPROVED SALARY RATE	9,381,374		
2895	SALARIES AND BENEFITS FROM OPERATING TRUST FUND	POSITIONS 177.00	12,319,125	
2896	OTHER PERSONAL SERVICES FROM OPERATING TRUST FUND		17,836	
2897	EXPENSES FROM OPERATING TRUST FUND		2,735,743	
2898	OPERATING CAPITAL OUTLAY FROM OPERATING TRUST FUND		25,916	
2899	SPECIAL CATEGORIES CONTRACTED SERVICES FROM OPERATING TRUST FUND		1,023,324	
2900	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM OPERATING TRUST FUND		76,896	
2901	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES FROM OPERATING TRUST FUND		1,279	
2902	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM OPERATING TRUST FUND		83,000	
2903	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM OPERATING TRUST FUND		63,861	
TOTAL:	PROGRAM: WORKERS' COMPENSATION APPEALS - JUDGES OF COMPENSATION CLAIMS FROM TRUST FUNDS		16,346,980	
	TOTAL POSITIONS	177.00		
	TOTAL ALL FUNDS		16,346,980	
TOTAL:	MANAGEMENT SERVICES, DEPARTMENT OF FROM GENERAL REVENUE FUND	36,885,261	622,321,496	
	FROM TRUST FUNDS			
	TOTAL POSITIONS	1,314.75	659,206,757	
	TOTAL APPROVED SALARY RATE	64,182,332		

MILITARY AFFAIRS, DEPARTMENT OF

PROGRAM: READINESS AND RESPONSE

DRUG INTERDICTION AND PREVENTION

2904	EXPENSES FROM FEDERAL GRANTS TRUST FUND	75,000	
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND	305,000	
2905	OPERATING CAPITAL OUTLAY FROM FEDERAL LAW ENFORCEMENT TRUST FUND	200,000	
2906	SPECIAL CATEGORIES PROJECTS, CONTRACTS AND GRANTS FROM FEDERAL GRANTS TRUST FUND	6,600,000	
2907	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL LAW ENFORCEMENT TRUST FUND	10,000	

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2908	SPECIAL CATEGORIES MAINTENANCE AND OPERATIONS CONTRACTS FROM FEDERAL LAW ENFORCEMENT TRUST FUND		10,000
TOTAL:	DRUG INTERDICTION AND PREVENTION FROM TRUST FUNDS		7,200,000
	TOTAL ALL FUNDS		7,200,000
	MILITARY READINESS AND RESPONSE		
	APPROVED SALARY RATE	3,943,688	
2909	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	108.00	4,330,485
	FROM CAMP BLANDING MANAGEMENT TRUST FUND		1,114,996
2910	OTHER PERSONAL SERVICES FROM CAMP BLANDING MANAGEMENT TRUST FUND		18,172
2911	EXPENSES FROM GENERAL REVENUE FUND	4,690,563	98,551
	FROM CAMP BLANDING MANAGEMENT TRUST FUND		
2912	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	162,810	
2913	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND	15,000	63,678
	FROM CAMP BLANDING MANAGEMENT TRUST FUND		
2914	SPECIAL CATEGORIES NATIONAL GUARD TUITION ASSISTANCE FROM GENERAL REVENUE FUND	1,781,900	
2915	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	333,500	25,000
	FROM CAMP BLANDING MANAGEMENT TRUST FUND		
2916	SPECIAL CATEGORIES MAINTENANCE AND OPERATIONS CONTRACTS FROM GENERAL REVENUE FUND	171,000	155,000
	FROM CAMP BLANDING MANAGEMENT TRUST FUND		
2917	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM CAMP BLANDING MANAGEMENT TRUST FUND		192,016
2918	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	31,715	8,259
	FROM CAMP BLANDING MANAGEMENT TRUST FUND		
2919	FIXED CAPITAL OUTLAY FLORIDA READINESS CENTERS REVITALIZATION PLAN - STATEWIDE FROM GENERAL REVENUE FUND	15,000,000	

SECTION 6 - GENERAL GOVERNMENT

TOTAL: MILITARY READINESS AND RESPONSE			
FROM GENERAL REVENUE FUND	26,516,973		
FROM TRUST FUNDS		1,675,672	
TOTAL POSITIONS	108.00		
TOTAL ALL FUNDS			28,192,645

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE	1,786,230		
2920 SALARIES AND BENEFITS POSITIONS	26.00		
FROM GENERAL REVENUE FUND	2,333,202		
2921 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	54,533		
2922 EXPENSES			
FROM GENERAL REVENUE FUND	698,192		
2923 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND	108,126		
2924 SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM GENERAL REVENUE FUND	25,000		
2925 SPECIAL CATEGORIES			
INFORMATION TECHNOLOGY			
FROM GENERAL REVENUE FUND	48,437		
2926 SPECIAL CATEGORIES			
LEGAL SERVICES CONTRACT			
FROM GENERAL REVENUE FUND	5,000		
2927 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	30,200		
2928 SPECIAL CATEGORIES			
MAINTENANCE AND OPERATIONS CONTRACTS			
FROM GENERAL REVENUE FUND	22,000		
2929 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND	10,000		
2930 SPECIAL CATEGORIES			
WORKER'S COMPENSATION FOR STATE ACTIVE			
DUTY - FLORIDA NATIONAL GUARD			
FROM GENERAL REVENUE FUND	150,436		
2931 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	9,185		
2932 DATA PROCESSING SERVICES			
SOUTHWOOD SHARED RESOURCE CENTER			
FROM GENERAL REVENUE FUND	1,052		
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM GENERAL REVENUE FUND	3,495,363		
TOTAL POSITIONS	26.00		
TOTAL ALL FUNDS			3,495,363

FEDERAL/STATE COOPERATIVE AGREEMENTS

APPROVED SALARY RATE	9,273,939		
2933 SALARIES AND BENEFITS POSITIONS	284.00		
FROM GENERAL REVENUE FUND	418,943		
FROM FEDERAL GRANTS TRUST FUND		12,012,570	

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2934 OTHER PERSONAL SERVICES			
FROM FEDERAL GRANTS TRUST FUND			87,000
2935 EXPENSES			
FROM GENERAL REVENUE FUND	221,540		
FROM FEDERAL GRANTS TRUST FUND			12,296,329

2936 OPERATING CAPITAL OUTLAY			
FROM FEDERAL GRANTS TRUST FUND			731,250

2937 FOOD PRODUCTS			
FROM FEDERAL GRANTS TRUST FUND			450,000

2938 SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM FEDERAL GRANTS TRUST FUND			793,500

2939 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	2,443,150		
FROM FEDERAL GRANTS TRUST FUND			6,947,240

From the funds in Specific Appropriation 2939, \$1,250,000 of nonrecurring general revenue funds is provided for the Forward March Program, and \$750,000 of nonrecurring General Revenue funds is provided for the About Face Program.

2941 SPECIAL CATEGORIES			
MAINTENANCE AND OPERATIONS CONTRACTS			
FROM FEDERAL GRANTS TRUST FUND			920,000

2942 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM FEDERAL GRANTS TRUST FUND			30,000

2943 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM FEDERAL GRANTS TRUST FUND			99,737

2944 FIXED CAPITAL OUTLAY			
DESIGN - INFANTRY SQUAD BATTLE COURSE			
FROM FEDERAL GRANTS TRUST FUND			500,000

2945 FIXED CAPITAL OUTLAY			
DESIGN - MODIFIED RECORD FIRE RANGE			
FROM FEDERAL GRANTS TRUST FUND			500,000

TOTAL: FEDERAL/STATE COOPERATIVE AGREEMENTS			
FROM GENERAL REVENUE FUND	3,083,633		
FROM TRUST FUNDS			35,367,626

TOTAL POSITIONS	284.00		
TOTAL ALL FUNDS			38,451,259

TOTAL: MILITARY AFFAIRS, DEPARTMENT OF			
FROM GENERAL REVENUE FUND	33,095,969		
FROM TRUST FUNDS			44,243,298

TOTAL POSITIONS	418.00		
TOTAL ALL FUNDS			77,339,267
TOTAL APPROVED SALARY RATE	15,003,857		

PUBLIC SERVICE COMMISSION

PROGRAM: COMMISSIONERS AND ADMINISTRATIVE SERVICES

PUBLIC SERVICE COMMISSIONERS

APPROVED SALARY RATE	1,474,002		
2946 SALARIES AND BENEFITS POSITIONS	18.00		
FROM REGULATORY TRUST FUND			1,937,488
2947 EXPENSES			
FROM REGULATORY TRUST FUND			355,564

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2948	SPECIAL CATEGORIES CONTRACTED SERVICES FROM REGULATORY TRUST FUND			6,859
2949	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM REGULATORY TRUST FUND			4,042
2950	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM REGULATORY TRUST FUND			5,789
TOTAL:	PUBLIC SERVICE COMMISSIONERS FROM TRUST FUNDS			2,309,742
	TOTAL POSITIONS	18.00		
	TOTAL ALL FUNDS			2,309,742
EXECUTIVE DIRECTION AND SUPPORT SERVICES				
	APPROVED SALARY RATE	3,094,618		
2951	SALARIES AND BENEFITS POSITIONS FROM REGULATORY TRUST FUND	61.00		4,022,522
2952	OTHER PERSONAL SERVICES FROM REGULATORY TRUST FUND			97,258
2953	EXPENSES FROM REGULATORY TRUST FUND			1,127,237
2954	OPERATING CAPITAL OUTLAY FROM REGULATORY TRUST FUND			266,200
2954A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM REGULATORY TRUST FUND			46,000
<p>From the funds provided in Specific Appropriation 2954A, the Public Service Commission may purchase one or more motor vehicles for replacement when the mileage of a vehicle is in excess of 150,000 miles unless it is determined by the executive director that the vehicle replacement is a critical safety issue, or based on emergency or unforeseen circumstances as provided in section 287.14(3), Florida Statutes.</p>				
2955	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM REGULATORY TRUST FUND			6,999
2956	SPECIAL CATEGORIES CONTRACTED SERVICES FROM REGULATORY TRUST FUND			263,067
2957	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM REGULATORY TRUST FUND			15,270
2958	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM REGULATORY TRUST FUND			26,065
2959	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM REGULATORY TRUST FUND			46,746
2960	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM REGULATORY TRUST FUND			24,165

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TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS			5,941,529
	TOTAL POSITIONS	61.00		
	TOTAL ALL FUNDS			5,941,529
LEGAL SERVICES				
	APPROVED SALARY RATE	1,719,578		
2961	SALARIES AND BENEFITS POSITIONS FROM REGULATORY TRUST FUND	30.00		2,225,423
2962	OTHER PERSONAL SERVICES FROM REGULATORY TRUST FUND			17,000
2963	EXPENSES FROM REGULATORY TRUST FUND			370,336
2964	SPECIAL CATEGORIES CONTRACTED SERVICES FROM REGULATORY TRUST FUND			37,955
2965	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM REGULATORY TRUST FUND			6,741
2966	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM REGULATORY TRUST FUND			10,937
TOTAL:	LEGAL SERVICES FROM TRUST FUNDS			2,668,392
	TOTAL POSITIONS	30.00		
	TOTAL ALL FUNDS			2,668,392
PROGRAM: UTILITY REGULATION AND CONSUMER ASSISTANCE				
UTILITY REGULATION				
	APPROVED SALARY RATE	7,267,365		
2967	SALARIES AND BENEFITS POSITIONS FROM REGULATORY TRUST FUND	153.00		9,503,321
2968	OTHER PERSONAL SERVICES FROM REGULATORY TRUST FUND			86,330
2969	EXPENSES FROM REGULATORY TRUST FUND			1,410,065
2970	SPECIAL CATEGORIES CONTRACTED SERVICES FROM REGULATORY TRUST FUND			181,968
2971	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM REGULATORY TRUST FUND			33,466
2972	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM REGULATORY TRUST FUND			50,652
2973	SPECIAL CATEGORIES STATE OPERATIONS - AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FROM REGULATORY TRUST FUND			350,000

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TOTAL: UTILITY REGULATION			
FROM TRUST FUNDS		11,615,802	
TOTAL POSITIONS	153.00		
TOTAL ALL FUNDS		11,615,802	
AUDITING AND PERFORMANCE ANALYSIS			
APPROVED SALARY RATE	1,498,442		
2974 SALARIES AND BENEFITS POSITIONS	31.00		
FROM REGULATORY TRUST FUND		1,961,367	
2975 EXPENSES			
FROM REGULATORY TRUST FUND		405,017	
2976 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM REGULATORY TRUST FUND		12,955	
2977 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM REGULATORY TRUST FUND		6,960	
2978 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM REGULATORY TRUST FUND		10,937	
TOTAL: AUDITING AND PERFORMANCE ANALYSIS			
FROM TRUST FUNDS		2,397,236	
TOTAL POSITIONS	31.00		
TOTAL ALL FUNDS		2,397,236	
TOTAL: PUBLIC SERVICE COMMISSION			
FROM TRUST FUNDS		24,932,701	
TOTAL POSITIONS	293.00		
TOTAL ALL FUNDS		24,932,701	
TOTAL APPROVED SALARY RATE	15,054,005		

REVENUE, DEPARTMENT OF

PROGRAM: ADMINISTRATIVE SERVICES PROGRAM

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE	13,250,649		
2979 SALARIES AND BENEFITS POSITIONS	258.00		
FROM GENERAL REVENUE FUND	9,498,340		
FROM FEDERAL GRANTS TRUST FUND		5,579,494	
FROM OPERATING TRUST FUND		2,210,365	
2980 OTHER PERSONAL SERVICES			
FROM OPERATING TRUST FUND		73,740	
2981 EXPENSES			
FROM GENERAL REVENUE FUND	397,651		
FROM FEDERAL GRANTS TRUST FUND		461,726	
FROM OPERATING TRUST FUND		1,342,466	
2982 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND	6,929		
FROM OPERATING TRUST FUND		17,985	
2983 SPECIAL CATEGORIES			
TRANSFER TO DIVISION OF ADMINISTRATIVE			
HEARINGS			
FROM FEDERAL GRANTS TRUST FUND		1,459,995	
FROM OPERATING TRUST FUND		829,105	
2984 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND		198,161	

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			281,028
			1,153,170
2985 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	70,864		
FROM FEDERAL GRANTS TRUST FUND			8,466
FROM OPERATING TRUST FUND			78,259
2986 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND		16,864	
2987 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	1,443,673		
FROM FEDERAL GRANTS TRUST FUND			151,046
FROM OPERATING TRUST FUND			238,087
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM GENERAL REVENUE FUND		11,632,482	
FROM TRUST FUNDS			13,884,932
TOTAL POSITIONS	258.00		
TOTAL ALL FUNDS			25,517,414

PROPERTY TAX OVERSIGHT

APPROVED SALARY RATE	7,592,451		
3004A SALARIES AND BENEFITS POSITIONS	169.00		
FROM GENERAL REVENUE FUND		10,032,820	
FROM CERTIFICATION PROGRAM TRUST			
FUND			196,469
3004B OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND		21,170	
3004C EXPENSES			
FROM GENERAL REVENUE FUND		885,509	
3004D AID TO LOCAL GOVERNMENTS			
AERIAL PHOTOGRAPHY AND MAPPING			
FROM GENERAL REVENUE FUND		400,000	
FROM CERTIFICATION PROGRAM TRUST			
FUND			876,266

From the funds in Specific Appropriation 3004D, \$400,000 in nonrecurrent general revenue is provided to the Department of Revenue to fund aerial photography and mapping for counties with a population of 50,000 or less.

3004E OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND		16,012	
3004F SPECIAL CATEGORIES			
PROPERTY APPRAISER AND TAX COLLECTOR			
CERTIFICATION PROGRAM			
FROM CERTIFICATION PROGRAM TRUST			
FUND			485,000
3004G SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND		284,062	
3004H SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND		132,811	
3004I SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND		22,000	

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3004J	SPECIAL CATEGORIES FISCALLY CONSTRAINED COUNTIES - CONSERVATION LANDS FROM GENERAL REVENUE FUND	250,000	
3004K	SPECIAL CATEGORIES FISCALLY CONSTRAINED COUNTIES FROM GENERAL REVENUE FUND	23,750,000	
TOTAL:	PROPERTY TAX OVERSIGHT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	35,794,384	1,557,735
	TOTAL POSITIONS	169.00	
	TOTAL ALL FUNDS		37,352,119
CHILD SUPPORT ENFORCEMENT			
	APPROVED SALARY RATE	72,080,140	
3037A	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM CHILD SUPPORT ENFORCEMENT APPLICATION AND PROGRAM REVENUE TRUST FUND FROM FEDERAL GRANTS TRUST FUND	2,288.00 32,528,606	
			1,375,348
			66,075,247
3037B	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM CHILD SUPPORT ENFORCEMENT APPLICATION AND PROGRAM REVENUE TRUST FUND FROM FEDERAL GRANTS TRUST FUND	83,293	
			163,200
			733,861
3037C	EXPENSES FROM GENERAL REVENUE FUND FROM CHILD SUPPORT ENFORCEMENT APPLICATION AND PROGRAM REVENUE TRUST FUND FROM FEDERAL GRANTS TRUST FUND	8,692,081	
			13,336
			17,282,150
3037D	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	191,329	
			542,974
3037E	SPECIAL CATEGORIES TRANSFER GENERAL REVENUE TO CHILD SUPPORT ENFORCEMENT FROM GENERAL REVENUE FUND		
			2,241,987
3037F	SPECIAL CATEGORIES CHILD SUPPORT ENFORCEMENT ANNUAL FEE FROM GENERAL REVENUE FUND		
			2,080,000
3037G	SPECIAL CATEGORIES PURCHASE OF SERVICES - CHILD SUPPORT ENFORCEMENT FROM GENERAL REVENUE FUND FROM CHILD SUPPORT INCENTIVE TRUST FUND FROM CHILD SUPPORT ENFORCEMENT APPLICATION AND PROGRAM REVENUE TRUST FUND FROM CLERK OF THE COURT CHILD SUPPORT ENFORCEMENT COLLECTION SYSTEM TRUST FUND FROM FEDERAL GRANTS TRUST FUND	17,149,864	
			32,858,286
			1,082,222
			1,457,098
			68,429,729

From the funds in Specific Appropriation 3037G, up to \$85,000 from the Child Support Enforcement Application and Program Revenue Trust Fund and \$165,000 from the Federal Grants Trust Fund is provided to the Department of Revenue to fund the revision of the child support guideline schedules, which will be conducted by the Office of Economic and Demographic Research. From the funds provided for this purpose, the department shall reimburse the Office of Economic and Demographic Research for contractual costs incurred to propose a revised Florida child support guideline schedule. The proposed revised guideline

SECTION 6 - GENERAL GOVERNMENT

<p>schedule shall more accurately reflect the costs of raising children in Florida, to ensure that the parents who are ordered to pay support do not fall below the federal poverty level by paying child support, and be based on parent-child time-sharing arrangements. A final report is due to the Governor, the President of the Senate, and the Speaker of the House of Representatives by January 1, 2014. The Office of Economic and Demographic Research may contract with a state university or a nationally recognized organization for the purpose of collecting and analyzing the economic data necessary for the development of the new child support guidelines.</p>			
3037H	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	327,058	634,877
3037I	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	98,994	192,164
3037J	FINANCIAL ASSISTANCE PAYMENTS CHILD SUPPORT INCENTIVE PAYMENTS - POLITICAL SUBDIVISIONS FROM CHILD SUPPORT INCENTIVE TRUST FUND		750,000
3037K	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	56,036	108,789
3037L	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	181,205	351,750
TOTAL:	CHILD SUPPORT ENFORCEMENT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	63,630,453	192,051,031
	TOTAL POSITIONS	2,288.00	
	TOTAL ALL FUNDS		255,681,484
GENERAL TAX ADMINISTRATION			
	APPROVED SALARY RATE	88,082,934	
3073A	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	2,251.00 72,914,019	
			18,420,439
			28,116,412
3073B	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND	6,292	43,708
3073C	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	3,321,980	
			4,440,366
			14,340,689
3073D	AID TO LOCAL GOVERNMENTS EMERGENCY DISTRIBUTIONS FROM LOCAL GOVERNMENT HALF-CENT SALES TAX CLEARING TRUST FUND		
			16,307,042
3073E	AID TO LOCAL GOVERNMENTS INMATE SUPPLEMENTAL DISTRIBUTION FROM LOCAL GOVERNMENT HALF-CENT SALES TAX CLEARING TRUST FUND		
			592,958
3073F	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	64,556	
			27,701
			473,081

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3073G	SPECIAL CATEGORIES ONE STOP BUSINESS REGISTRATION PORTAL FROM GENERAL REVENUE FUND	712,408	
3073H	SPECIAL CATEGORIES ADMINISTRATION OF UNEMPLOYMENT COMPENSATION TAX FROM FEDERAL GRANTS TRUST FUND		387,700
3073I	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	2,993,292	1,357,735 2,737,152
3073J	SPECIAL CATEGORIES PURCHASE OF SERVICES - COLLECTION AGENCIES FROM OPERATING TRUST FUND		1,500,000
3073K	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND	905,887	499,674
3073L	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND	214,749	127,251
TOTAL:	GENERAL TAX ADMINISTRATION FROM GENERAL REVENUE FUND FROM TRUST FUNDS	81,133,183	89,371,908
	TOTAL POSITIONS TOTAL ALL FUNDS	2,251.00	170,505,091
PROGRAM: INFORMATION SERVICES PROGRAM			
INFORMATION TECHNOLOGY			
	APPROVED SALARY RATE	7,443,040	
3074	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	170.00 4,639,927	1,539,426 3,739,769
3075	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	172,260	82,328 29,252
3076	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	1,000	218,073 2,049,004
3077	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	2,233	227,029 277,752
3078	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	681,257	1,977,349 2,117,614
3079	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	4,404	16,479 18,346
3080	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM FEDERAL GRANTS TRUST FUND		7,100

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	FROM OPERATING TRUST FUND		240,000
3081	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND	74,714	139,709
3082	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND	707,625	1,597,855
3083	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND	236,772	203,646
TOTAL:	INFORMATION TECHNOLOGY FROM GENERAL REVENUE FUND FROM TRUST FUNDS	6,520,192	14,480,731
	TOTAL POSITIONS TOTAL ALL FUNDS	170.00	21,000,923
TOTAL:	REVENUE, DEPARTMENT OF FROM GENERAL REVENUE FUND FROM TRUST FUNDS	198,710,694	311,346,337
	TOTAL POSITIONS TOTAL ALL FUNDS TOTAL APPROVED SALARY RATE	5,136.00	510,057,031 188,449,214
STATE, DEPARTMENT OF			
PROGRAM: OFFICE OF THE SECRETARY AND ADMINISTRATIVE SERVICES			
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	APPROVED SALARY RATE	4,730,071	
3084	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM RECORDS MANAGEMENT TRUST FUND	88.00 4,365,784	1,141,451 417,350 79,314
3085	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND		12,661 67,733
3086	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	709,378	6,555
3087	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	1,250	
3088	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	28,640	
3089	SPECIAL CATEGORIES LITIGATION EXPENSES FROM GENERAL REVENUE FUND	500,000	
3090	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	24,445	
3091	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND		28,529

SECTION 6 - GENERAL GOVERNMENT

3092	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	27,540		
	FROM FEDERAL GRANTS TRUST FUND		3,942	
	FROM GRANTS AND DONATIONS TRUST FUND		274	
3093	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM GENERAL REVENUE FUND	15,000		
3094	DATA PROCESSING SERVICES NORTHWOOD SHARED RESOURCE CENTER FROM GENERAL REVENUE FUND	903,496		
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND	6,604,062		
	FROM TRUST FUNDS		1,729,280	
	TOTAL POSITIONS	88.00		
	TOTAL ALL FUNDS		8,333,342	
PROGRAM: ELECTIONS				
ELECTIONS				
	APPROVED SALARY RATE	2,024,832		
3095	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	54.00		
	FROM FEDERAL GRANTS TRUST FUND		1,003,469	
3096	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	87,150		
	FROM FEDERAL GRANTS TRUST FUND		300,000	
3097	EXPENSES FROM GENERAL REVENUE FUND	740,950		
	FROM FEDERAL GRANTS TRUST FUND		604,437	
3097A	AID TO LOCAL GOVERNMENTS SPECIAL ELECTIONS FROM GENERAL REVENUE FUND	500,000		
3098	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	10,086		
	FROM FEDERAL GRANTS TRUST FUND		3,125	
3099	SPECIAL CATEGORIES VOTING SYSTEMS ASSISTANCE FROM FEDERAL GRANTS TRUST FUND		525,000	
3100	SPECIAL CATEGORIES STATEWIDE VOTER REGISTRATION SYSTEM - HELP AMERICA VOTE ACT (HAVA) FROM FEDERAL GRANTS TRUST FUND		2,787,751	
3101	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	283,541		
	FROM FEDERAL GRANTS TRUST FUND		300,058	
3102	SPECIAL CATEGORIES ASSISTANCE FOR INDIVIDUALS WITH DISABILITIES FROM FEDERAL GRANTS TRUST FUND		800,000	
3103	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	88,381		
3104	SPECIAL CATEGORIES ELECTION FRAUD PREVENTION FROM GENERAL REVENUE FUND	445,379		

SECTION 6 - GENERAL GOVERNMENT

3105	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND		29,669	
3106	SPECIAL CATEGORIES GRANTS AND AIDS - FEDERAL ELECTION ACTIVITIES (HELP AMERICA VOTE ACT) FROM FEDERAL GRANTS TRUST FUND			2,000,000
<p>Funds in Specific Appropriation 3106 shall be distributed to county supervisors of elections to be used for election administration activities such as voter education; pollworker training; standardizing elections results reporting; or other federal election administrative activities as approved by the Department of State.</p> <p>County supervisors of elections will receive funds only after providing the Department of State a detailed description of the programs that will be implemented. Funds distributed to county supervisors of elections require a certification from the county that matching funds will be provided in an amount equal to fifteen percent of the amount to be received from the state.</p> <p>To be eligible, a county must segregate federal funds and required county matching dollars in a separate account established to hold only such funds. Funds in this account must be used only for the activities for which the funds were received. Funds shall remain in the account to be used for the same purposes for subsequent years or until such funds are expended. Supervisors of elections shall report to the Department of State any unspent funds remaining on June 30 of each fiscal year.</p>				
3107	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND		8,357	
	FROM FEDERAL GRANTS TRUST FUND		5,905	
3108	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM GENERAL REVENUE FUND		81,163	
3109	DATA PROCESSING SERVICES NORTHWOOD SHARED RESOURCE CENTER FROM FEDERAL GRANTS TRUST FUND			39,909
TOTAL:	ELECTIONS FROM GENERAL REVENUE FUND		3,278,145	
	FROM TRUST FUNDS		9,164,190	
	TOTAL POSITIONS	54.00		
	TOTAL ALL FUNDS		12,442,335	
PROGRAM: HISTORICAL RESOURCES				
HISTORICAL RESOURCES PRESERVATION AND EXHIBITION				
	APPROVED SALARY RATE	1,876,003		
3110	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	51.00		
	FROM FEDERAL GRANTS TRUST FUND		1,032,054	
	FROM GRANTS AND DONATIONS TRUST FUND			1,294,944
3111	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	59,317		
	FROM FEDERAL GRANTS TRUST FUND		336,251	
	FROM GRANTS AND DONATIONS TRUST FUND			1,262,019
3112	EXPENSES FROM GENERAL REVENUE FUND	226,941		
	FROM FEDERAL GRANTS TRUST FUND		471,690	
	FROM GRANTS AND DONATIONS TRUST FUND			920,608

SECTION 6 - GENERAL GOVERNMENT

3113	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND . . .	15,625	
3114	LUMP SUM HISTORIC PROPERTIES MAINTENANCE FROM GENERAL REVENUE FUND	200,000	
3115	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	226,275	39,245 236,162
3116	SPECIAL CATEGORIES GRANTS AND AIDS - HISTORIC PRESERVATION GRANTS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	6,872,773	118,250

Funds from the General Revenue Fund in Specific Appropriation 3116, shall be allocated as follows:

Golden Gate Building Interior Renovations, Martin County....	200,000
Calhoun County Historic Courthouse Renovation and Repairs...	649,000
City of Port St. Joe, Historic Cape San Blas Lighthouse Complex Rescue and Relocation Project.....	325,000
Ximenez-Fatio House Museum Restoration, St. Johns County....	300,000
St. Augustine Historical Documentary Film.....	500,000
Government House Phase II Renovations, City of St. Augustine	1,000,000
Alcazar Hotel/Lightner Museum Restoration, City of St. Augustine.....	750,000
Chinesegut Hill Historic Plantation - The Manor House Restoration.....	250,000
Restoration of Capital Theatre - City of St. Petersburg....	750,000
Historic Properties - 40 St. George Street - St. Augustine..	750,000
Historic Preservation Small Matching Grants - Statewide.....	1,398,773

3117	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	39,512	
3118	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	9,088	3,610 11,553
3119	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	10,933	2,032 8,498
3120	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM GRANTS AND DONATIONS TRUST FUND		34,746
3121	FIXED CAPITAL OUTLAY THE GROVE - REPAIR/MAINTENANCE/ADA COMPLIANCE - DMS MGD FROM GENERAL REVENUE FUND	250,000	

The funds in Specific Appropriation 3121 are for the continued repair and rehabilitation of The Grove historic property. This funding is in addition to any other appropriations in this Act for Phase II renovations of The Grove property.

3122	FIXED CAPITAL OUTLAY FACILITIES REPAIRS AND MAINTENANCE FROM GENERAL REVENUE FUND	100,000	
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SECTION 6 - GENERAL GOVERNMENT

TOTAL: HISTORICAL RESOURCES PRESERVATION AND EXHIBITION FROM GENERAL REVENUE FUND FROM TRUST FUNDS	9,026,893	5,076,306
TOTAL POSITIONS	51.00	
TOTAL ALL FUNDS		14,103,199

PROGRAM: CORPORATIONS

COMMERCIAL RECORDINGS AND REGISTRATIONS

APPROVED SALARY RATE	3,515,749		
3123	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	104.00	4,763,688
3125	EXPENSES FROM GENERAL REVENUE FUND		1,758,802
3126	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND		7,140
3127	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND		144,462
3128	SPECIAL CATEGORIES RICO ACT - ALIEN CORPORATIONS FROM GENERAL REVENUE FUND		254,947
3129	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND		27,946
3130	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND		5,880
3131	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND		39,773
3132	DATA PROCESSING SERVICES SOUTHWOOD SHARED RESOURCE CENTER FROM GENERAL REVENUE FUND		10,858
TOTAL: COMMERCIAL RECORDINGS AND REGISTRATIONS FROM GENERAL REVENUE FUND		7,013,496	
TOTAL POSITIONS	104.00		
TOTAL ALL FUNDS			7,013,496

PROGRAM: LIBRARY AND INFORMATION SERVICES

LIBRARY, ARCHIVES AND INFORMATION SERVICES

APPROVED SALARY RATE	2,788,197		
3133	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM RECORDS MANAGEMENT TRUST FUND	70.00	1,250,229 1,370,056 1,043,902
3134	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM RECORDS MANAGEMENT TRUST FUND	73,251	213,770 52,412
3135	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM RECORDS MANAGEMENT TRUST FUND	1,626,831	320,574 554,778

SECTION 6 - GENERAL GOVERNMENT

3136	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - LIBRARY COOPERATIVES FROM GENERAL REVENUE FUND	1,500,000	
3137	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - LIBRARY GRANTS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	21,300,000	2,400,606
3138	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM RECORDS MANAGEMENT TRUST FUND	24,960	40,498 9,740
3139	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM RECORDS MANAGEMENT TRUST FUND	126,764	494,687 100,000 187,059
3140	SPECIAL CATEGORIES LIBRARY RESOURCES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	484,388	3,167,945
3141	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	37,877	
3142	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM RECORDS MANAGEMENT TRUST FUND	18,101	7,308 3,724
3143	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM RECORDS MANAGEMENT TRUST FUND	17,221	8,752 8,160
TOTAL: LIBRARY, ARCHIVES AND INFORMATION SERVICES FROM GENERAL REVENUE FUND FROM TRUST FUNDS		26,459,622	9,983,971
TOTAL POSITIONS		70.00	
TOTAL ALL FUNDS			36,443,593
PROGRAM: CULTURAL AFFAIRS			
CULTURAL AFFAIRS			
APPROVED SALARY RATE		1,204,553	
3144	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	35.00 530,076	532,781 666,594
3145	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	14,163	117 81,244
3146	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	156,370	24,568 676,418

SECTION 6 - GENERAL GOVERNMENT

3147	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - ARTS GRANTS FROM FEDERAL GRANTS TRUST FUND		232,231
3147A	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - CULTURAL GRANTS FROM GENERAL REVENUE FUND	200,000	
From the funds in Specific Appropriation 3147A, \$200,000 of nonrecurring general revenue funds are provided for the Actor's Playhouse Performing Arts Program in the City of Coral Gables.			
3148	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	675	
3148A	SPECIAL CATEGORIES GRANTS AND AIDS - CULTURE BUILDS FLORIDA FROM GENERAL REVENUE FUND	830,523	
3149	SPECIAL CATEGORIES GRANTS AND AIDS - CULTURAL AND MUSEUM GRANTS FROM GENERAL REVENUE FUND	5,000,000	
3149A	SPECIAL CATEGORIES GRANTS AND AIDS - FLORIDA AFRICAN-AMERICAN HERITAGE PRESERVATION NETWORK FROM GENERAL REVENUE FUND	300,000	
3149B	SPECIAL CATEGORIES GRANTS AND AIDS - BLACK CULTURAL TOURISM ENHANCEMENT COMMISSION FROM GENERAL REVENUE FUND	1,000,000	
The nonrecurring general revenue funds appropriated in Specific Appropriation 3149B, for the Black Cultural Tourism Enhancement Commission, are contingent upon Senate Bill 442 or similar legislation becoming law.			
3150	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	90,818	18,000
3151	SPECIAL CATEGORIES GRANTS AND AIDS - FLORIDA ENDOWMENT FOR THE HUMANITIES FROM GENERAL REVENUE FUND	350,000	
3152	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	10,683	
3152A	SPECIAL CATEGORIES FLORIDA HOLOCAUST MUSEUM - ST. PETERSBURG FROM GENERAL REVENUE FUND	500,000	
3153	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	2,094	321 5,796
3154	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	11,519	1,782
3155	FIXED CAPITAL OUTLAY MUSEUM OF FLORIDA HISTORY PERMANENT EXHIBIT FROM GENERAL REVENUE FUND	1,000,000	

SECTION 6 - GENERAL GOVERNMENT

TOTAL: CULTURAL AFFAIRS		
FROM GENERAL REVENUE FUND	9,996,921	
FROM TRUST FUNDS		2,239,852
TOTAL POSITIONS	35.00	
TOTAL ALL FUNDS		12,236,773
TOTAL: STATE, DEPARTMENT OF		
FROM GENERAL REVENUE FUND	62,379,139	
FROM TRUST FUNDS		28,193,599
TOTAL POSITIONS	402.00	
TOTAL ALL FUNDS		90,572,738
TOTAL APPROVED SALARY RATE	16,139,405	
TOTAL OF SECTION 6		
FROM GENERAL REVENUE FUND	1,002,866,618	
FROM TRUST FUNDS		3,426,123,447
TOTAL POSITIONS	18,717.50	
TOTAL ALL FUNDS		4,428,990,065

SECTION 7 - JUDICIAL BRANCH

SPECIFIC APPROPRIATION

The moneys contained herein are appropriated from the named funds to the State Courts System as the amounts to be used to pay salaries, other operational expenditures and fixed capital outlay.

STATE COURT SYSTEM

PROGRAM: SUPREME COURT

COURT OPERATIONS - SUPREME COURT

	APPROVED SALARY RATE	5,848,635	
3156	SALARIES AND BENEFITS POSITIONS	97.00	
	FROM GENERAL REVENUE FUND	2,991,331	
	FROM STATE COURTS REVENUE TRUST FUND		4,403,930
3157	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	193,799	
3158	EXPENSES FROM GENERAL REVENUE FUND	709,252	
3159	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	19,371	
3160	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	340,039	
3161	SPECIAL CATEGORIES DISCRETIONARY FUNDS OF THE CHIEF JUSTICE FROM GENERAL REVENUE FUND	15,000	
	Funds in Specific Appropriation 3161 may be spent at the discretion of the Chief Justice to carry out the official duties of the court. These funds shall be disbursed by the Chief Financial Officer upon receipt of vouchers authorized by the Chief Justice.		
3162	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	88,705	
3163	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	8,044	
3164	SPECIAL CATEGORIES SUPREME COURT LAW LIBRARY FROM GENERAL REVENUE FUND	248,018	
3165	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	46,468	
3166	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	23,019	
3167	FIXED CAPITAL OUTLAY FACILITY REPAIRS, RENOVATIONS AND IMPROVEMENTS FOR STATE COURTS - DMS MGD FROM GENERAL REVENUE FUND	4,864,229	

SECTION 7 - JUDICIAL BRANCH

TOTAL: COURT OPERATIONS - SUPREME COURT			
FROM GENERAL REVENUE FUND	9,547,275		
FROM TRUST FUNDS		4,403,930	
TOTAL POSITIONS	97.00		
TOTAL ALL FUNDS			13,951,205
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
APPROVED SALARY RATE	8,879,510		
3168 SALARIES AND BENEFITS POSITIONS	174.50		
FROM GENERAL REVENUE FUND	2,512,594		
FROM ADMINISTRATIVE TRUST FUND		319,354	
FROM STATE COURTS REVENUE TRUST FUND			6,343,649
FROM COURT EDUCATION TRUST FUND			1,157,812
FROM FEDERAL GRANTS TRUST FUND			1,191,390
3169 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	878,184		
FROM ADMINISTRATIVE TRUST FUND		225,104	
FROM COURT EDUCATION TRUST FUND		105,540	
FROM FEDERAL GRANTS TRUST FUND		115,003	
3170 EXPENSES			
FROM GENERAL REVENUE FUND	1,375,304		
FROM ADMINISTRATIVE TRUST FUND		284,676	
FROM COURT EDUCATION TRUST FUND		1,904,449	
FROM FEDERAL GRANTS TRUST FUND		507,704	
FROM GRANTS AND DONATIONS TRUST FUND		142,355	
3171 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND	584,837		
FROM ADMINISTRATIVE TRUST FUND		50,000	
FROM COURT EDUCATION TRUST FUND		10,000	
FROM FEDERAL GRANTS TRUST FUND		111,376	
3172 SPECIAL CATEGORIES CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	228,930		
FROM ADMINISTRATIVE TRUST FUND		151,000	
FROM COURT EDUCATION TRUST FUND		106,105	
FROM FEDERAL GRANTS TRUST FUND		400,195	
FROM GRANTS AND DONATIONS TRUST FUND		102,000	
3173 SPECIAL CATEGORIES FLORIDA CASES SOUTHERN 2ND REPORTER			
FROM GENERAL REVENUE FUND	589,570		
3174 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	39,009		
3175 SPECIAL CATEGORIES COMPUTER SUBSCRIPTION SERVICES			
FROM GENERAL REVENUE FUND	181,450		
3176 SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND	23,943		
FROM COURT EDUCATION TRUST FUND		7,500	
FROM FEDERAL GRANTS TRUST FUND		2,500	
3177 SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	42,056		
FROM ADMINISTRATIVE TRUST FUND		215	
FROM COURT EDUCATION TRUST FUND		4,017	
FROM FEDERAL GRANTS TRUST FUND		4,104	

SECTION 7 - JUDICIAL BRANCH

3178 DATA PROCESSING SERVICES			
OTHER DATA PROCESSING SERVICES			
FROM GENERAL REVENUE FUND	1,824,617		
FROM ADMINISTRATIVE TRUST FUND			150,000
FROM FEDERAL GRANTS TRUST FUND			80,000
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM GENERAL REVENUE FUND	8,280,494		
FROM TRUST FUNDS			13,476,048
TOTAL POSITIONS	174.50		
TOTAL ALL FUNDS			21,756,542
ADMINISTERED FUNDS - JUDICIAL			
COURT OPERATIONS - ADMINISTERED FUNDS			
3179 SPECIAL CATEGORIES DUE PROCESS CONTINGENCY FUND			
POSITIONS	18.00		
The positions authorized in Specific Appropriation 3179 shall be held in reserve as a contingency in the event the state courts determine that some portion of Article V due process services needs to be shifted from a contractual basis to an employee model in one or more judicial circuits. The Chief Justice of the Supreme Court may request transfer of these positions to the salaries and benefits appropriation category within any of the state courts budget entities, consistent with requests for transfers of funds into those same budget entities. Such transfers are subject to the notice, review, and objection provisions of section 216.177, Florida Statutes.			
PROGRAM: DISTRICT COURTS OF APPEAL			
COURT OPERATIONS - APPELLATE COURTS			
APPROVED SALARY RATE	28,143,009		
3180 SALARIES AND BENEFITS POSITIONS	433.00		
FROM GENERAL REVENUE FUND	19,202,576		
FROM ADMINISTRATIVE TRUST FUND		1,615,272	
FROM STATE COURTS REVENUE TRUST FUND			14,618,707
3181 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	66,767		
3182 EXPENSES			
FROM GENERAL REVENUE FUND	3,104,654		
FROM ADMINISTRATIVE TRUST FUND		94,669	
From the funds in Specific Appropriations 3182 to 3194, any expenditures for maintenance and repair of state-owned district court of appeal facilities shall be allocated according to a distribution plan approved by the Chief Justice.			
3183 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND	262,364		
FROM ADMINISTRATIVE TRUST FUND		27,000	
3184 SPECIAL CATEGORIES COMPENSATION TO RETIRED JUDGES			
FROM GENERAL REVENUE FUND	51,790		
3185 SPECIAL CATEGORIES CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	785,145		
3186 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	93,012		
3187 SPECIAL CATEGORIES DISTRICT COURT OF APPEAL LAW LIBRARY			
FROM GENERAL REVENUE FUND	162,797		

SECTION 7 - JUDICIAL BRANCH

3188	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	62,686	
3189	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	96,572	2,163
3190	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM GENERAL REVENUE FUND	171,100	
3190A	FIXED CAPITAL OUTLAY EMERGENCY GENERATOR SYSTEM - AGENCY MANAGED FROM GENERAL REVENUE FUND	203,947	
3191	FIXED CAPITAL OUTLAY AIR CONDITIONING SYSTEM REFRESH - DMS MGD FROM GENERAL REVENUE FUND	327,462	
3191A	FIXED CAPITAL OUTLAY FACILITY STUDY FROM GENERAL REVENUE FUND	390,000	
	From the funds in Specific Appropriation 3191A, \$50,000 is appropriated to the state courts to contract for an architectural and engineering study of the 4th District Court of Appeal facility to address ADA compliance and court security issues.		
3192	FIXED CAPITAL OUTLAY DISTRICT COURT OF APPEALS-HVAC RENOVATIONS- AGENCY MANAGED FROM GENERAL REVENUE FUND	122,624	
3192A	FIXED CAPITAL OUTLAY FACILITY SPACE STUDY - DEPARTMENT OF MANAGEMENT SERVICES MANAGED - DMS MGD FROM GENERAL REVENUE FUND	100,000	
3192B	FIXED CAPITAL OUTLAY ACQUISITION AND INSTALLATION OF HURRICANE STORM SHUTTERS FROM GENERAL REVENUE FUND	98,740	
3193	FIXED CAPITAL OUTLAY FACILITIES REPAIRS AND MAINTENANCE FROM GENERAL REVENUE FUND	19,239	
3193A	FIXED CAPITAL OUTLAY PAVED SURFACE MAINTENANCE AND REPAIR STATEWIDE - DMS MGD FROM GENERAL REVENUE FUND	30,450	
3194	FIXED CAPITAL OUTLAY ROOF REPLACEMENT AND REPAIRS - STATEWIDE FROM GENERAL REVENUE FUND	75,000	
TOTAL:	COURT OPERATIONS - APPELLATE COURTS FROM GENERAL REVENUE FUND FROM TRUST FUNDS	25,426,925	16,357,811
	TOTAL POSITIONS	433.00	
	TOTAL ALL FUNDS		41,784,736

PROGRAM: TRIAL COURTS

The Office of Program Policy Analysis and Government Accountability (OPPAGA) shall evaluate the effectiveness of Florida's post-adjudicatory drug courts. The review shall assess performance based on program output metrics (e.g., program completion), cost metrics (e.g., cost per successful completion), and outcome metrics (e.g., re-arrest and re-incarceration rates of program participants). The report shall also compare program performance across the 8 post-adjudicatory drug court

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programs and identify reasons that performance may vary across programs. The report shall include recommendations for improving the effectiveness of these programs. OPPAGA shall report its findings and recommendations to the Speaker of the House of Representatives and the President of the Senate by January 13, 2014.

COURT OPERATIONS - CIRCUIT COURTS

	APPROVED SALARY RATE	191,071,773	
3195	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM STATE COURTS REVENUE TRUST FUND FROM FEDERAL GRANTS TRUST FUND	2,951.00 178,572,246	68,001 55,427,546 5,758,336
3196	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	578,835	125,748
3197	EXPENSES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND	7,425,664	3,928 110,616
3198	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	376,883	
3200	SPECIAL CATEGORIES CIVIL TRAFFIC INFRACTION HEARING OFFICERS FROM GENERAL REVENUE FUND	2,123,854	
3201	SPECIAL CATEGORIES GRANTS AND AIDS - CHILD ADVOCACY CENTERS FROM GENERAL REVENUE FUND	3,738,240	
	From the funds in Specific Appropriation 3201, \$3,500,000 in recurring general revenue funds shall be distributed to the 25 Children's Advocacy Centers throughout Florida based on the proportion of children served by each center during Fiscal Year 2011-12. This funding may not be used to supplant local government reductions in Children's Advocacy Center funding. Any reductions in local government funding for the centers shall result in the withholding of funds appropriated in this line item.		
	The Florida Network of Children's Advocacy Centers may spend up to \$25,000 in this line item for contract monitoring and oversight.		
3202	SPECIAL CATEGORIES COMPENSATION TO RETIRED JUDGES FROM GENERAL REVENUE FUND	2,219,249	
3203	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	6,883,534	
	From the funds in Specific Appropriation 3203, the state courts shall expend \$600,000 in nonrecurring general revenue funds to create, pursuant to ss. 948.08(7)(a) and 948.16 (2)(a), F.S., felony and/or misdemeanor pretrial veterans' treatment intervention programs in Okaloosa, Pasco, Pinellas and Clay counties to address the substance abuse and mental health treatment needs of veterans and service members charged with criminal offenses.		
3203A	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND	44,150	
	From the funds in Specific Appropriation 3203A, \$44,150 in nonrecurring general revenue funds is provided to update the criminal justice information system for the Village of Virginia Gardens.		
3204	SPECIAL CATEGORIES DOMESTIC VIOLENCE OFFENDER MONITORING PROGRAM FROM GENERAL REVENUE FUND	316,000	
	From the funds in Specific Appropriation 3204, \$316,000 in recurring		

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general revenue is distributed to the Eighteenth Judicial Circuit to continue its program to protect victims of domestic violence with Active Global Positioning Satellite (GPS) technology.

3205	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	1,254,424	
3206	SPECIAL CATEGORIES STATEWIDE GRAND JURY - EXPENSES FROM GENERAL REVENUE FUND	143,310	
3207	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	169,374	
3208	SPECIAL CATEGORIES MEDIATION/ARBITRATION SERVICES FROM GENERAL REVENUE FUND	3,307,332	
3209	SPECIAL CATEGORIES STATE COURTS DUE PROCESS COSTS FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	19,765,532	1,104,930
3210	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	639,795	31,930
3211	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM GENERAL REVENUE FUND	97,902	
TOTAL:	COURT OPERATIONS - CIRCUIT COURTS FROM GENERAL REVENUE FUND FROM TRUST FUNDS	227,656,324	62,631,035
	TOTAL POSITIONS TOTAL ALL FUNDS	2,951.00	290,287,359
COURT OPERATIONS - COUNTY COURTS			
	APPROVED SALARY RATE	54,968,832	
3212	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM STATE COURTS REVENUE TRUST FUND	644.00 64,711,749	6,260,334
3213	EXPENSES FROM GENERAL REVENUE FUND	3,123,912	
3214	SPECIAL CATEGORIES ADDITIONAL COMPENSATION FOR COUNTY JUDGES FROM GENERAL REVENUE FUND	75,000	
3215	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	204,000	
3216	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	99,016	
3217	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	93,252	
3218	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	140,613	

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TOTAL:	COURT OPERATIONS - COUNTY COURTS FROM GENERAL REVENUE FUND FROM TRUST FUNDS	68,447,542	6,260,334
	TOTAL POSITIONS TOTAL ALL FUNDS	644.00	74,707,876

PROGRAM: JUDICIAL QUALIFICATIONS COMMISSION
JUDICIAL QUALIFICATIONS COMMISSION OPERATIONS

	APPROVED SALARY RATE	306,608	
3219	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	5.00 385,029	
3220	EXPENSES FROM GENERAL REVENUE FUND	148,338	
3221	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	1,638	
3222	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	190,475	
3223	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	673	
3224	SPECIAL CATEGORIES LITIGATION EXPENSES FROM GENERAL REVENUE FUND	181,294	

Funds in Specific Appropriation 3224 are to be used only for case expenditures associated with the filing and prosecution of formal charges. These costs shall consist of attorney's fees, court reporting fees, investigators' fees, and similar charges associated with the adjudicatory process.

3225	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	1,087	
TOTAL:	JUDICIAL QUALIFICATIONS COMMISSION OPERATIONS FROM GENERAL REVENUE FUND	908,534	
	TOTAL POSITIONS TOTAL ALL FUNDS	5.00	908,534
TOTAL:	STATE COURT SYSTEM FROM GENERAL REVENUE FUND FROM TRUST FUNDS	340,267,094	103,129,158
	TOTAL POSITIONS TOTAL ALL FUNDS TOTAL APPROVED SALARY RATE	4,322.50 289,218,367	443,396,252
TOTAL OF SECTION 7			
	FROM GENERAL REVENUE FUND	340,267,094	
	FROM TRUST FUNDS		103,129,158
	TOTAL POSITIONS	4,322.50	
	TOTAL ALL FUNDS		443,396,252

SECTION 8. SALARIES AND BENEFITS - FISCAL YEAR 2013-2014

Statement of Purpose:

This section provides instructions for implementing the Fiscal Year 2013-2014 salary and benefit adjustments provided in this act. All allocations, distributions and uses of these funds are to be made in strict accordance with the provisions of this act.

References to "eligible" employees refer to employees who are, at a minimum, meeting their required performance standards. If an ineligible employee achieves performance standards subsequent to the salary increase implementation date but on or before the end of the fiscal year, the employee may receive an increase; however, such increase shall be effective on the date the employee becomes eligible but not retroactively.

Pay Grade and Pay Band Adjustments

It is the intent of the Legislature that the minimums for each pay grade and pay band shall not be adjusted during the 2013-2014 fiscal year and that the maximums for each pay grade and pay band shall be adjusted upward by 8.0 percent, effective July 1, 2013. If after adjustment of the maximums for the pay grades and pay bands, an employee's base rate of pay is equal to or greater than the adjusted maximum of the employee's pay grade or pay band, the employee will be granted a one-time, lump sum payment in lieu of an increase to the employee's base rate of pay. When an employee's base rate of pay is less than the adjusted maximum, the employee's salary will be increased to the adjusted maximum and the portion of the increase that exceeds the adjusted maximum shall be granted a one-time, lump sum payment.

(1) EMPLOYEE AND OFFICER COMPENSATION

(a) CAREER SERVICE AND EMPLOYEES SUBJECT TO CAREER SERVICE

Funds are provided in Specific Appropriation 1901B for pay increases for all eligible employees represented by: (1) the Florida Police Benevolent Association, (2) the Teamsters Local Union No. 2011, (3) the Florida Nurses Association, (4) the American Federation of State County, and Municipal Employees, Council 79, and (5) the Florida State Fire Service Association, as well as all other eligible Career Service employees not included in a represented collective bargaining unit. Funds are to be distributed as follows:

Effective July 1, 2013, for all eligible unit and non-unit Career Service employees, funds are provided to grant a competitive pay adjustment of 3.0 percent on each employee's June 30, 2013, base rate of pay.

(b) FLORIDA BOARD OF EDUCATION AND BOARD OF GOVERNORS

1. Generally

Effective July 1, 2013, from the funds in Specific Appropriation 1901B, funds are provided to grant each eligible employee of the State University System a competitive pay adjustment of 3.0 percent on each employee's June 30, 2013, base rate of pay. No funds in Specific Appropriation 1901B have been provided for salary increases for personnel employed by developmental research schools associated with the universities, employed by developmental research schools associated with the universities.

2. Graduates and House Staff

Effective July 1, 2013, from the funds in Specific Appropriation 1901B, funds are provided to grant each eligible graduate assistant and graduate health profession assistant a competitive pay adjustment of 3.0 percent on each employee's June 30, 2013, base rate of pay.

(c) EXEMPT FROM CAREER SERVICE

1. Elected officers and full-time members of commissions:

The elected officers, members of commissions, and designated employees shall be paid at the annual rate, listed below, for the 2013-2014 fiscal year; however, these salaries may be reduced on a voluntary basis.

7/1/13

Governor.....	\$ 130,273
Lieutenant Governor.....	124,851
Chief Financial Officer.....	128,972
Attorney General.....	128,972
Agriculture, Commissioner of.....	128,972
Supreme Court Justice.....	166,036
Judges - District Courts of Appeal.....	157,734
Judges - Circuit Courts.....	149,432
Judges - County Courts.....	141,151
State Attorneys.....	157,734
Public Defenders.....	157,734
Commissioner - Public Service Commission.....	130,036
Public Employees Relations Commission Chair.....	95,789
Public Employees Relations Commission Commissioners.....	45,362
Commissioner - Parole and Probation.....	90,724
Criminal Conflict and Civil Regional Counsels.....	98,000

None of the officers, commission members, or employees whose salaries have been fixed in this section shall receive any supplemental salary or benefits from any county or municipality.

2. Senior Management Service and Selected Exempt Service:

Effective, July 1, 2013, funds are provided in Specific Appropriation 1901B to grant each eligible employee of the Senior Management Service and each eligible unit and non-unit employee of the Select Exempt Service a competitive pay adjustment of 3.0 percent on each employee's June 30, 2013, base rate of pay.

(d) CAREER SERVICE EXEMPT AND THE FLORIDA NATIONAL GUARD:

Effective July 1, 2013, funds in Specific Appropriation 1901B are provided to grant each eligible employee a competitive pay adjustment of 3.0 percent on each employee's June 30, 2013, base rate of pay.

(e) JUDICIAL:

Effective July 1, 2013, funds are provided in Specific Appropriation 1901B to grant each eligible employee a competitive pay adjustment of 3.0 percent on each employee's June 30, 2013 base rate of pay.

(f) LOTTERY EXECUTIVE MANAGEMENT SERVICE AND LOTTERY EXEMPT SERVICE:

Effective July 1, 2013, funds are provided in Specific Appropriation 1901B to grant each eligible Lottery Executive Management Service and each unit and non-unit Lottery Exempt Service employee a competitive pay adjustment of 3.0 percent on each employee's June 30, 2013 base rate of pay.

(g) FLORIDA SCHOOL FOR THE DEAF AND BLIND:

Effective July 1, 2013, funds are provided in Specific Appropriation 1901B to grant each eligible non-career service employee of the School for the Deaf and Blind a competitive pay adjustment of 3.0 percent on each employee's June 30, 2013 base rate of pay. Distribution of the funds for unit employees shall be pursuant to the negotiated collective bargaining agreement, and distribution of the funds for non-unit employees shall be at the discretion of the board of trustees.

(2) SPECIAL PAY ISSUES:

(a) For purposes of this subsection (2), "law enforcement employee" means: (1) each eligible unit employee in the law enforcement collective bargaining unit, special agent collective bargaining unit and Florida Highway Patrol collective bargaining unit; (2) each eligible non-unit employee who is a sworn law enforcement officer and is in the command staff for those unit employees; and, (3) each eligible employee of the Fish and Wildlife Commission, Department of Highway Safety and Motor Vehicles and Department of Law Enforcement employed in class code 8407 (Regional Duty Officer), 8410 (Duty Officer) and 8411 (Duty Officer Supervisor).

(b) Effective July 1, 2013, in addition to the adjustment required pursuant to subsection(1) and from funds in Specific Appropriation 1901B:

1. Each law enforcement employee with less than 5 years of state service as a law enforcement employee shall receive a special competitive pay adjustment of 3.0 percent on each employee's June 30, 2013 base rate of

pay.

2. Each law enforcement employee with 5 or more years of state service as a law enforcement employee shall receive a special competitive pay adjustment of 5.0 percent on each employee's June 30, 2013, base rate of pay.

(3) BENEFITS: HEALTH, LIFE, AND DISABILITY INSURANCE

(a) State Life Insurance and State Disability Insurance

Funds are provided in each agency's budget to continue paying the state share of the current State Life Insurance Program and the State Disability Insurance Program premiums.

(b) State Health Insurance Plans and Benefits

1. For the period July 1, 2013, through June 30, 2014, the Department of Management Services shall continue within the State Group Insurance Program a State Group Health Insurance Standard Plan, a State Group Insurance High Deductible Plan, State Group Health Maintenance Organization Standard Plans and State Group Health Maintenance Organization High Deductible Plans.

2. For the period July 1, 2013, through June 30, 2014, the benefits provided under each of the plans shall be those benefits as provided in the current State Employee's' PPO Plan Group Health Insurance Plan Booklet and Benefit Document, current Health Maintenance Organization contracts and benefit documents, and other such health benefits as approved by the Legislature.

3. The high deductible health plans shall continue to include an integrated Health Savings Account (HSA). Such plans and accounts shall be administered in accordance with the requirements and limitations of federal provisions related to the Medicare Prescription Drug Improvement, and Modernization Act of 2003. The state shall make a monthly contribution to an employee's health savings account as authorized in section 110.123(12), Florida Statutes.

(c) State Health Insurance Premiums for the Period July 1, 2013, through June 30, 2014.

1. State Paid Premiums

a. For the coverage period beginning July 1, 2013, through January 31, 2014, the state share of the State Group Health Insurance Program premiums to the executive, legislative and judicial branch agencies shall continue at \$537.74 per month for individual coverage and \$1,149.14 per month for family coverage.

b. For the coverage period beginning February 1, 2014, the state share of the State Group Health Insurance Program premiums to the executive, legislative and judicial branch agencies shall increase, effective January 1, 2014, from \$537.74 to \$591.52 per month for individual coverage and from \$1,149.14 to \$1,264.06 for family coverage.

c. Funds are provided in each state agency and university's budget to continue paying the State Group Health Insurance Program premiums for the fiscal year. Funds are provided in Specific Appropriation 1901B for distribution to agencies to pay the incremental cost of the premium increase, effective January 1, 2014.

d. The agencies shall continue to pay premiums on behalf of employees who have enhanced benefits, including those employees participating in the Spouse Program in accordance with section 60P-2.0036, Florida Administrative Code, and those employees filling positions with "agency pay-all" benefits.

i. For the coverage period beginning July 1, 2013, through January 31, 2014, the state share of the State Group Insurance Premiums to the executive, legislative and judicial branch agencies for employees with enhanced benefits, excluding Spouse Program participants, shall be \$579.40 per month for individual coverage and \$1,299.14 per month for family coverage.

ii. For the coverage period beginning February 1, 2014, the state share of the State Group Health Insurance Program premiums to the executive, legislative, and judicial branch agencies for employees with enhanced benefits, excluding Spouse Program participants, shall increase, effective January 1, 2014, from \$579.40 to \$637.34 per month for

individual coverage and from \$1,299.14 to \$1,429.06 per month for family coverage.

iii. For the coverage period beginning July 1, 2013, to January 31, 2014, the state share of the State Group Health Insurance Program premiums to the executive, legislative and executive branch agencies, for each employee participating in the Spouse Program shall be \$649.58 per month for family coverage.

iv. For the coverage period beginning February 1, 2014, the state share of the State Group Health Insurance Program premiums to the executive, legislative and judicial branch agencies for employees participating in the Spouse Program shall increase, effective January 1, 2014, from \$649.58 to \$714.55 per month for family coverage.

2. Premiums Paid by Employees

a. For the coverage period July 1, 2013, through June 30, 2014, the employee's share of the health insurance premiums for the standard plans shall continue at \$50 per month for individual coverage and \$180 per month for family coverage.

b. For the coverage period July 1, 2013, through June 30, 2014, the employee's share of the health insurance premium for the high deductible health plans shall continue at \$15 per month for individual coverage and \$64.30 per month for family coverage.

c. For the coverage period July 1, 2013, through June 30, 2014, the employee's share of the health insurance premiums for the standard plans and the high deductible health plans shall continue at \$8.34 for individual coverage and \$30 per month for family coverage for employees filling positions with "agency payroll" benefits.

d. For the coverage period July 1, 2013, through June 30, 2014, the employee's share of the health insurance premiums for the standard plans and the high deductible plans shall continue at \$15 per month for each employee participating in the Spouse Program in accordance with section 60P-2.0036, Florida Administrative Code.

3. Premiums paid by Medicare Participants

a. For the coverage period July 1, 2013, through January 31, 2014, the monthly premiums for Medicare participants participating in the State Group Health Insurance Standard Plan shall continue to be \$326.92 for "one eligible," \$942.64 for "one under/one over," and \$653.84 for "both eligible."

b. For the coverage period beginning February 1, 2014, the monthly premiums for Medicare participants participating in the State Group Health Insurance Standard Plan shall increase, effective January 1, 2014, from \$326.92 to \$359.61 for "one eligible," from \$942.64 to \$1036.90 for "one under/one over," and from \$653.84 to \$719.22 for "both eligible."

c. For the coverage period July 1, 2013, through January 31, 2014, the monthly premiums for Medicare participants participating in the State Group Health Insurance High Deductible Plan shall continue to be \$246.43 for "one eligible," \$771.99 for "one under/one over," and \$492.85 for "both eligible."

d. For the coverage period beginning February 1, 2014, the monthly premiums for Medicare participants participating in the State Group Health Insurance High Deductible Plan shall increase, effective January 1, 2014, from \$246.43 to \$271.07 for "one eligible," from \$771.99 to \$849.19 for "one under/one over," and from \$492.85 to \$542.15 for "both eligible."

e. Effective July 1, 2013, for the coverage period beginning August 1, 2013, the monthly premiums for Medicare participants enrolled in a Health Maintenance Organization Standard Plan or High Deductible Health Plan shall be equal to the negotiated monthly premium for the selected state-contracted Health Maintenance Organization.

4. Premiums paid by Early Retirees

a. Effective July 1, 2013, for the coverage period beginning August 1, 2013, an "early retiree" participating in the State Group Health Standard Plan shall pay a monthly premium equal to 100 percent of the total premium charged (state and employee contributions) for an active employee participating in the standard plan.

b. Effective July 1, 2013, for the coverage period August 1, 2013 through January 31, 2014, an "early retiree" participating in the State Group Health Insurance High Deductible Plan shall pay a monthly premium equal to \$511.08 for individual coverage and \$1,130.11 for family coverage.

c. For the coverage period beginning February 1, 2014, the monthly premium for an early retiree participating in the State Group Health Insurance High Deductible Plan shall increase, effective January 1, 2014, from \$511.08 to \$564.86 for individual coverage and from \$1,130.11 to \$1,245.03 for family coverage.

5. Premiums paid by COBRA participants

a. Effective July 1, 2013, for the coverage period beginning August 1, 2013, a COBRA participant participating in the State Group Health Insurance Program shall continue to pay a premium equal to 102 percent of the total premium charged (state and employee contributions) for an active employee participating in the Program.

(d) Under the State Employees' Prescription Drug Program, the following shall apply:

1. Supply limits shall continue as provided in subsection 110.12315, Florida Statutes.

2. For the period July 1, 2013, through June 30, 2014, co-payments for the State Group Health Insurance Standard Plan shall be as follows:

- a. \$7 co-payment for generic drugs with card;
- b. \$30 for preferred brand name drug with card;
- c. \$50 for nonpreferred brand name drug with card;
- d. \$14 for generic mail-order drug;
- e. \$60 for preferred brand name mail order drug;
- f. \$100 for nonpreferred brand name mail order drug.

3. For the period July 1, 2013, through June 30, 2014, coinsurance for the State Group Health Insurance High Deductible Plan shall continue as provided in section 110.12315(7), Florida Statutes.

4. Effective July 1, 2013, and notwithstanding the provisions of subparagraph 2, to the contrary, for the purpose of encouraging an individual to change from brand name drugs to generic drugs, the department may continue to waive co-payments for a six month supply of a generic statin or a generic proton pump inhibitor.

5. The Department of Management Services shall maintain the preferred brand name drug list to be used in the administration of the State Employees' Prescription Drug Program.

6. The Department of Management Services shall maintain a listing of certain maintenance drugs that must be filled through mail order by participants of the Preferred Provider Organization option only. Effective July 1, 2013, those drugs on the maintenance list may initially be filled three times in a retail pharmacy; thereafter, any covered prescriptions must be filled through mail order, unless the Department of Management Services develops a program per Senate Bill 1802 to allow retail pharmacies to provide 90 day prescriptions for such drugs. This paragraph is contingent upon Senate Bill 1802 or similar legislation becoming law.

(e) The State Employees' Prescription Drug Program shall provide coverage for smoking cessation prescription drugs; however, members shall be responsible for appropriate copayments and deductibles when applicable. The smoking cessation prescription drug benefit shall be limited to up to six month supply within any plan year and maximum lifetime benefit of no more than nine months supplied.

(4) OTHER BENEFITS

(a) The following items shall be implemented in accordance with the provisions of this act and with the applicable negotiated collective bargaining agreement:

1. The state shall provide up to six (6) credit hours of tuition-free courses per term at a state university, state college or community college to full-time employees on a space available basis as authorized by law.

2. The state shall continue to reimburse, at current levels, for replacement of personal property.

3. Each agency, at the discretion of the agency head, may expend funds provided in this act for bar dues and for legal education courses for employees who are required to be a member of the Florida Bar as a condition of employment.

4. The state shall continue to provide, at current levels, clothing allowances and uniform maintenance and shoe allowances.

(b) All state branches, departments, and agencies which have established or approved personnel policies for the payment of accumulated and unused annual leave, shall not provide payment which exceeds a maximum of 480 hours of actual payment to each employee for accumulated and unused annual leave.

(c) Upon termination of employees in the Senior Management Service, Selected Exempt Service, or positions with comparable benefits, payments for unused annual leave credits accrued on the member's last anniversary date shall be prorated at 1/12th of the last annual amount credited for each month, or portion thereof, worked subsequent to the member's last anniversary date.

(5) PAY ADDITIVES AND OTHER INCENTIVE PROGRAMS

The following pay additives and other incentive programs are authorized for the 2013-2014 fiscal year from existing agency resources consistent with provisions of sections 110.2035 and 216.251, Florida Statutes, the applicable rules promulgated by the Department of Management Services, and negotiated collective bargaining agreements.

(a) Each agency is authorized to continue to pay, at the levels in effect on June 30, 2007, on-call fees and shift differentials as necessary to perform normal operations of the agency.

(b) Each agency that had a training program in existence on June 30, 2006, which included granting pay additives to participating employees, is authorized to continue such training program for the 2012-2013 fiscal year. Such additives shall be granted under the provisions of the law, administrative rules, and collective bargaining agreements.

(c) The Department of Corrections may continue to grant hazardous duty pay additives, as necessary, to those employees assigned to the Department of Corrections Institutions' Rapid Response Teams (including the baton, shotgun, and chemical agent teams) and the Correctional Emergency Response Teams.

(d) The Fish and Wildlife Conservation Commission may continue to grant temporary special duty pay additives to law enforcement officers who perform additional duties as K-9 handlers, as regional recruiters/media coordinators and as breath test operators/inspectors.

(e) The Fish and Wildlife Conservation Commission and the Department of Highway Safety and Motor Vehicles are authorized to grant critical market pay additives to employees residing in and assigned to Lee County, Collier County, or Monroe County, at the levels that the employing agency granted salary increases for similar purposes prior to July 1, 2006. These pay additives shall be granted only during the time in which the employee resides in, and is assigned to duties within, those counties. In no instance may the employee receive an adjustment to the employee's base rate of pay and a critical market pay additive based on the employee residing in and being assigned in the specified counties.

(f) The Department of Transportation is authorized to continue its training program for employees in the areas of transportation engineering, right-of-way acquisition, relocation benefits administration, right-of-way property management, real estate appraisal, and business valuation under the same guidelines established for the training program prior to June 30, 2006.

(g) The Department of Highway Safety and Motor Vehicles is authorized to continue to grant a pay additive of \$162.50 per pay period for law enforcement officers assigned to the Office of Motor Carrier Compliance who maintain certification by the Commercial Vehicle Safety Alliance.

(h) Each agency is authorized to continue to grant temporary special duties pay additives to employees assigned additional duties as a result of another employee being absent from work pursuant to the Family

Medical Leave Act or authorized military leave. The notification process described in section 110.2035(6)(c), Florida Statutes, does not apply to additives authorized in this paragraph.

(i) Each agency is authorized to grant merit pay increases based on the employee's exemplary performance as evidenced by a performance evaluation conducted pursuant to chapter 60L-35, Florida Administrative Code, or a similar performance evaluation applicable to other pay plans.

(j) Contingent upon the availability of funds and at the agency head's discretion, each agency is authorized to grant a temporary special duties pay additive, of up to 15 percent of the employee's base rate of pay, to each employee temporarily deployed to a facility or area closed due to emergency conditions from another area of the state that is not closed.

(6) COLLECTIVE BARGAINING

(a) All collective bargaining issues at impasse between the State of Florida and AFSCME Council 79, the Federation of Public Employees, the Federation of Physicians and Dentists, the Florida State Fire Service Association, the Police Benevolent Association, the Teamsters Local Union No. 2011 and the Florida Nurses Association relating to wages and other economic issues shall be resolved herein pursuant to the instructions provided under Item "(1) EMPLOYEE AND OFFICER COMPENSATION", Item "(2) Special Pay Issues", Item "(4) OTHER BENEFITS", and Item "(5) PAY ADDITIVES AND OTHER INCENTIVE PROGRAMS" and any legislation enacted to implement this act.

All collective bargaining issues at impasse between the State of Florida and AFSCME Council 79, the Federation of Public Employees, the Federation of Physicians and Dentists, the Florida State Fire Service Association, the Police Benevolent Association, the Teamsters Local Union No. 2011, and the Florida Nurses Association relating to insurance benefits shall be resolved herein pursuant to the instructions provided under Item "(3) BENEFITS: HEALTH, LIFE, AND DISABILITY INSURANCE" and the relevant provisions of any legislation enacted to implement this act.

SECTION 9. Pursuant to section 1013.40, Florida Statutes, the specified Florida College System colleges are authorized to acquire or construct the following facilities from non-PECO sources, which could require general revenue funds for operation and maintenance. If existing facilities are part of these projects, each such building or site must be certified to be free of asbestos or other hazardous materials before the stated college may acquire or expend construction funds on the facility. If the property to be acquired is not adjacent to an existing approved center or campus, then all necessary approvals from the State Board of Education must be received before any funds may be expended to acquire the property.

1. Brevard Community College - Acquire land for future growth and development from local funds at the State Board of Education approved Melbourne Campus.
2. Brevard Community College - Construct additional classroom and support space from local funds at the State Board of Education approved Palm Bay Campus.
3. Broward College - Construct a Science Building from local funds at the State Board of Education approved South (Pembroke Pines) Campus.
4. Broward College - Acquire instructional and support space at the Coral Springs Center from local funds as an annex of the State Board of Education approved North (Coconut Creek) Campus.
5. Broward College - Acquire additional instructional and support space through the lease transfer of facilities from Florida Atlantic University at the State Board of Education approved Downtown Center.
6. Edison State College - Acquire land for future growth and development from local funds at the State Board of Education approved Lee (Ft. Myers) Campus.
7. Hillsborough Community College - Construct additional laboratory and support space in the Workforce Building (1401) from local funds at the State Board of Education approved Ybor City Campus Training Center.
8. Hillsborough Community College - Acquire land/facility (1409) and remodel/renovate facility for laboratory, related and support space and

parking from local funds at the State Board of Education approved Ybor City Campus Training Center.

9. Indian River State College - Acquire additional instructional and support space through the lease transfer of facilities from Florida Atlantic University at the State Board of Education approved St. Lucie West Center (also known as Ken Pruitt Campus).

10. Palm Beach State College - Construct a Multipurpose Classroom and Support Services Building (Phase I) from local funds at the State Board of Education approved West Central (Loxahatchee Groves) Campus.

11. Pasco-Hernando Community College - Acquire land for future growth and development from local funds at the State Board of Education approved Spring Hill Center.

12. Polk State College - Acquire land/facilities and construct/remodel/renovate facilities for administrative offices, meeting rooms, support space, and parking, from local funds, for a new District Office special purpose center, subject to State Board of Education approval.

13. St. Johns River State College - Acquire relocatable facilities for use as classrooms, lab and support space, from local funds, for the State Board of Education approved Palatka Campus, Orange Park Campus, and St. Augustine Campus.

14. St. Johns River State College - Acquire land for future growth and development from local funds at the State Board of Education approved Orange Park Campus.

15. St. Petersburg College - Acquire relocatable facilities for use as classrooms, lab and support space, from local funds, for the State Board of Education approved Seminole Campus.

16. St. Petersburg College - Construct additional instructional, office and related space in the Technology Learning Center Building (51) from local funds at the State Board of Education approved Seminole Campus.

17. Seminole State College of Florida - Acquire land with or without facilities and construct/remodel/renovate facilities for offices, meeting rooms, an auditorium, support space, and parking, utilizing private-public partnership funding, as an annex of the State Board of Education approved Main (Sanford/ Lake Mary) Campus.

18. State College of Florida, Manatee-Sarasota - Acquire land for future growth and development of a new center using local funds, to be located in northern Manatee County, subject to State Board of Education approval.

19. State College of Florida, Manatee-Sarasota - Acquire land/facilities and construct/remodel/renovate facilities for classrooms, labs, offices, meeting rooms, support space, recreation, athletics, and parking, from local funds at the State Board of Education approved Bradenton Campus.

20. Valencia College - Acquire land/facilities and construct/remodel/renovate facilities for administrative offices, meeting rooms, support space, and parking, from local funds at the State Board of Education approved District Office Center (formerly known as the Downtown Center).

SECTION 10. The unexpended balance or \$19,702,899, whichever is less, from the General Revenue Fund in Specific Appropriation 78 of chapter 2012-118, Laws of Florida, for Voluntary Prekindergarten Program is hereby reverted.

SECTION 11. The unexpended balance or \$9,040,220, whichever is less, from the General Revenue Fund in Specific Appropriation 85 of chapter 2012-118, Laws of Florida, for Class Size Reduction is hereby reverted.

SECTION 12. The unexpended balance or \$520,203, whichever is less, in nonrecurring General Revenue Funds in Specific Appropriation 87C of chapter 2012-118, Laws of Florida, for AVID Highlands County, is hereby reverted and reappropriated for Fiscal Year 2013-2014 to the Department of Education for the same purpose.

SECTION 13. The unexpended balance of funds provided to the Department of Education in Specific Appropriation 99 from the Federal Grants Trust Fund for Strategic Education Initiatives and Section 23 for Race to the

Top Strategic Education Initiatives and Statewide Longitudinal Data Systems in chapter 2012-118, Laws of Florida, is hereby reverted and reappropriated for Fiscal Year 2013-2014 to the Department of Education for the same purpose.

SECTION 14. The unexpended balance of funds provided to the Department of Education in Specific Appropriation 100 from the Federal Grants Trust Fund and Section 24 of chapter 2012-118, Laws of Florida, for the Partnership for Assessment of Readiness for Colleges and Careers is hereby reverted and reappropriated for Fiscal Year 2013-2014 to the Department of Education for the same purpose.

SECTION 15. The unexpended balance of funds provided to the Office of Early Learning for the State Early Childhood Advisory Council in Specific Appropriations 81 and 82 of chapter 2012-118, Laws of Florida, is hereby reverted and reappropriated for Fiscal Year 2013-2014 to the Office of Early Learning for the same purpose.

SECTION 16. The unexpended balance of funds provided to the Office of Early Learning for the Early Learning Information System in Specific Appropriation 82A of chapter 2012-118, Laws of Florida, is hereby reverted and reappropriated for Fiscal Year 2013-2014 to the Office of Early Learning for the same purpose.

SECTION 17. The sum of \$50,000,000 from the General Revenue Fund and \$70,977,498 from the Medical Care Trust Fund, in Specific Appropriation 180 through 218 of Chapter 2012-118, Laws of Florida, provided to the Agency for Health Care Administration shall revert immediately. This section shall take effect upon becoming law.

SECTION 18. There is hereby appropriated \$337,462,030 from the Medical Care Trust Fund to the Agency for Health Care Administration to cover the costs resulting from increased reimbursement rates for primary care services provided to eligible Medicaid recipients for Fiscal Year 2012-2013. This section shall take effect upon becoming law.

SECTION 19. There is hereby appropriated to the Agency for Persons with Disabilities \$17,020,370 in nonrecurring General Revenue Funds and \$23,245,468 in nonrecurring funds from the Operations and Maintenance Trust Fund to cover Fiscal Year 2012-2013 Home and Community Based Services Waiver costs. This section shall take effect upon becoming law.

SECTION 20. The sum of \$27,524,911 from the General Revenue Fund and \$37,591,983 from the Operations and Maintenance Trust Fund in Specific Appropriation 254 of Chapter 2012-118, Laws of Florida, provided to the Agency for Persons with Disabilities in the Qualified Expenditure category for the Home and Community Services Waiver shall revert immediately and is hereby appropriated for Fiscal Year 2012-2013 to the Agency for Persons with Disabilities in the Home and Community Based Services Waiver category for the same purpose. This section shall take effect upon becoming law.

SECTION 21. There is hereby appropriated to the Department of Children and Families \$17,493,066 in nonrecurring funds from the General Revenue Fund and \$3,166,980 in nonrecurring funds from the Welfare Transition Trust Fund to cover Fiscal Year 2012-2013 Cash Assistance costs. This section shall take effect upon becoming law.

SECTION 22. The sum of \$400,000 from unexpended funds in Specific Appropriation 342 of Chapter 2012-118, Laws of Florida, provided to the Department of Children and Families for operational costs for the Florida Civil Commitment Center shall revert immediately and is hereby appropriated for Fiscal Year 2013-2014 to the Department of Children and Families in the Grants and Aids - Contracted Services category for the same purpose. This section shall take effect upon becoming law.

SECTION 23. The sum of \$3,540,601 from unexpended funds in Specific Appropriation 296 of Chapter 2012-118, Laws of Florida, provided to the Department of Children and Families for programming changes to the Florida Safe Families Network system (FSFN) to meet federal Statewide Automated Child Welfare Information system (SACWIS) requirements, shall revert immediately and is appropriated for Fiscal Year 2013-2014 for the same purpose. Funding for Fiscal Year 2013-2014 shall be as follows: \$663,226 from the Federal Grants Trust Fund; \$884,243 from the Welfare Transition Trust Fund; and \$511,781 from the Operations and Maintenance Trust Fund; and \$54,500 from the Social Services Trust Fund from the Computer Related Expenses category within the Support Services Program;

and \$1,001,290 from the Welfare Transition Trust Fund and \$25,561 from the Social Services Block Grant Trust Fund from the Grants and Aids - Child Protection category within the Family Safety Program. This section shall take effect upon becoming law.

SECTION 24. The sum of \$730,600 from the Operations and Maintenance Trust Fund in Specific Appropriation 612, of Chapter 2012-118, Laws of Florida, provided to the Department of Veterans Affairs shall revert immediately. This section shall take effect upon becoming law.

SECTION 25. There is hereby appropriated the sum of \$350,000 in nonrecurring general revenue to the Criminal Conflict and Civil Regional Counsel - First District for salaries and benefits in Fiscal Year 2012-2013. Specific Appropriation 831 of chapter 2012-118, Laws of Florida, is hereby reduced by \$350,000 in nonrecurring general revenue. This section is effective upon becoming law.

SECTION 26. The sum of \$8,328,934 from nonrecurring General Revenue is hereby appropriated to the Department of Corrections for Fiscal Year 2012-2013 due to the revised Criminal Justice Estimating Conference prison population forecast that increased the average daily population from 99,257 to 100,137. This section is effective upon becoming law.

SECTION 27. The sum of \$10,878,804 from nonrecurring General Revenue is hereby appropriated to the Department of Corrections for Fiscal Year 2012-2013 to restore funding associated with privatization efforts in Region IV that did not occur. This section is effective upon becoming law.

SECTION 28. The sum of \$14,077,646 from nonrecurring General Revenue is hereby appropriated to the Department of Corrections for Fiscal Year 2012-2013 to restore savings associated with healthcare privatization efforts not being realized. This section is effective upon becoming a law.

SECTION 29. There is hereby appropriated the sum of \$693,912 in non-recurring trust fund authority to the State Courts Revenue Trust Fund in the State Courts Due Process Cost category within the State Court System. Funds shall be used for Fiscal Year 2012-2013 court ordered payments for attorney fees in criminal conflict cases in excess of the flat fee established in law as specified in line item 828 of the Fiscal Year 2012-2013 General Appropriations Act. This section is effective upon becoming law.

SECTION 30. The sum of \$17,400,000 in nonrecurring general revenue is hereby appropriated to the Clerks of the Court Trust Fund within the Justice Administrative Commission to cover Fiscal Year 2012-2013 trust fund deficits. This section is effective upon becoming law.

SECTION 31. The unexpended balance of funds provided to the Department of Agriculture and Consumer Services pursuant to budget amendment EOG #B2013-0213 for storm damages associated with Tropical Storm Debby, shall revert and is appropriated for Fiscal Year 2013-2014 to the Department of Agriculture and Consumer Services for the same purpose.

SECTION 32. The unexpended balance of funds provided to the Department of Agriculture and Consumer Services for domestic security issues in Specific Appropriation 2026A of chapter 2012-118, Laws of Florida, and subsequently distributed to the Department of Agriculture and Consumer Services pursuant to budget amendment EOG #B2013-0014, shall revert and is appropriated for Fiscal Year 2013-2014 to the Department of Agriculture and Consumer Services for the same purpose.

SECTION 33. The unexpended balance of funds in the Coastal Protection Trust Fund provided to the Department of Environmental Protection in section 41, chapter 2011-69, Laws of Florida, by BP for Natural Resource Damage Assessment shall revert on June 30, 2013, and is appropriated for Fiscal Year 2013-2014 to the Department of Environmental Protection for the same purpose.

SECTION 34. The Department of Environmental Protection will assume control of the Silver Springs attraction in Marion County effective at midnight on September 30, 2013. Thereafter, the department will manage Silver Springs as a state park. Amendment One to Amended and Restated Lease No. 4022A dated January 23, 2013, by and between the Board of Trustees of the Internal Improvement Fund of the State of Florida (the State) and Festival Fun Parks LLC (Festival Fun), requires Festival Fun

to spend not less than \$4 million for certain capital improvements and repairs prior to the expiration of Festival Fun's lease, and also requires Festival Fund to deliver payment to the State for any unspent portion of the \$4 million at the expiration of Festival Fun's lease. All of the unspent portion of such funds shall be deposited in the Grants and Donations Trust Fund of the Department of Environmental Protection and is hereby appropriated to the Division of Recreation and Parks in the Department of Environmental Protection for Fiscal Year 2013-2014 for Fixed Capital Outlay - Silver River Park Development to complete such improvements and repairs.

SECTION 35. The sums from unexpended funds in the Specific Appropriations/Laws of Florida listed and provided to the Department of Environmental Protection for the following beach projects shall revert immediately.

A. The sum of \$196,808 from unexpended funds in Specific Appropriation 1748 of chapter 2008-152, Laws of Florida, provided to the Department of Environmental Protection for Anna Maria Island Beach Nourishment.

B. The sum of \$2,928,325 from unexpended funds in Specific Appropriation 1748 of chapter 2008-152, Laws of Florida, provided to the Department of Environmental Protection for Singer Island Shore Protection.

C. The sum of \$526,999 from unexpended funds in Specific Appropriation 1695 of chapter 2009-81, Laws of Florida, provided to the Department of Environmental Protection for Singer Island Shore Protection.

D. The sum of \$23,865 from unexpended funds in Specific Appropriation 1796 of chapter 2006-25, Laws of Florida, provided to the Department of Environmental Protection for Ft. Walton Beach Restoration Project.

E. The sum of \$225,607 from unexpended funds in Specific Appropriation 1696 of chapter 2005-70, Laws of Florida, provided to the Department of Environmental Protection for Ft. Walton Beach Restoration Project.

F. The sum of \$141,269 from unexpended funds in Specific Appropriation 1796 of chapter 2006-25, Laws of Florida, provided to the Department of Environmental Protection for Ft. Walton Beach Restoration Project.

G. The sum of \$2,407,965 from unexpended funds in Specific Appropriation 1834 of chapter 2007-72, Laws of Florida, provided to the Department of Environmental Protection for Ft. Walton Beach Restoration Project.

H. The sum of \$171,803 from unexpended funds in Specific Appropriation 1748 of chapter 2008-152, Laws of Florida, provided to the Department of Environmental Protection for Ft. Walton Beach Restoration Project.

I. The sum of \$471,666 from unexpended funds in Specific Appropriation 1695 of chapter 2009-81, Laws of Florida, provided to the Department of Environmental Protection for Ft. Walton Beach Restoration Project.

J. The sum of \$174,222 from unexpended funds in Specific Appropriation 1796 of chapter 2006-25, Laws of Florida, provided to the Department of Environmental Protection for Panama City Beaches Shore Protection Project.

K. The sum of \$2,918,005 from unexpended funds in Specific Appropriation 1696 of chapter 2006-25, Laws of Florida, provided to the Department of Environmental Protection for Ft. Walton Beach Dune Restoration.

L. The sum of \$245,310 from unexpended funds in Specific Appropriation 1834 of chapter 2007-72, Laws of Florida, provided to the Department of Environmental Protection for statewide beach projects.

M. The sum of \$132,334 from unexpended funds in Specific Appropriation 1748 of chapter 2008-152, Laws of Florida, provided to the Department of Environmental Protection for statewide beach projects.

N. The sum of \$121,130 from unexpended funds in Specific Appropriation 1695 of chapter 2009-81, Laws of Florida, provided to the Department of Environmental Protection for statewide beach projects.

From the total sum of funds reverted in this section, there is appropriated \$3,116,092 in nonrecurring funds from the General Revenue Fund and \$7,569,216 in nonrecurring funds from the Ecosystem Management and Restoration Trust Fund for the purpose of providing funds to the Department of Environmental Protection for the Beach Management Funding Assistance program for Fiscal Year 2013-2014. These funds are in addition to the funds provided in Specific Appropriation 1626.

All funds shall be allocated to the Department of Environmental Protection's Beach Management Funding Assistance Program (BMFAP) for the Fiscal Year 2013-2014 to be used as follows: Funds shall be provided for those Congressionally-authorized beach nourishment projects eligible for significant federal cost-sharing, specifically those experiencing storm damages from Hurricane Sandy and Tropical Storm Debby that have been determined to be eligible for 100 percent federal rehabilitation assistance funding for sand losses. Those projects include only: North/South Reaches-Brevard County Shore Protection Project, Ft. Pierce Shore Protection Project, Martin County Shore Protection Project, Jupiter/Carlin Segment-Palm Beach County Shore Protection Project, Delray Beach Shore Protection Project, North Boca Raton Shore Protection Project, and Segment II-Broward County Shore Protection Project, Treasure Island Segment-Pinellas County Shore Protection Project, Gasparilla Island-Lee County Shore Protection Project, Captiva/Sanibel Island Beach Nourishment, and Anna Maria Island-Manatee County Shore Protection Project. Total project costs and federal/non-federal cost-shares have been determined by the U.S. Army Corps of Engineers as part of Favorable Project Implementation Reports (PIR). State matching dollars shall be used only for construction of the full project construction profile and monitoring.

Funds shall also be provided for federally-authorized beach projects included in the department's BMFAP that maximize federal funds and address storm damages. These projects include only: Venice Beach Segment-Sarasota County Shore Protection Project, Ocean Ridge Segment-Palm Beach County Shore Protection Project, and Long Key Segment-Pinellas County Shore Protection Project.

The funding provided for those projects reflects the ranking of local government funding requests and the department's Fiscal Year 2013-2014 project priority list; however, it also takes into account recent storm damages and storm impacts on project designs and costs. To address similar future situations, the department should ensure that storm damage impacts are captured in annual project rankings and consider how existing statutory ranking criteria addressing severity of erosion and threats to upland development are defined and measured, either by amending Rule 62B-36, Florida Administrative Code, or suggesting amendments to Chapter 161, Florida Statutes. The department's recommendations shall be provided to the President of the Senate and the Speaker of the House of Representatives no later than January 1, 2014.

Funding for post-construction project monitoring shall not exceed 50 percent of the department's request.

In accordance with section 162.143(5)(a), Florida Statutes, \$2,272,800 of the funds appropriated shall be provided to fund the three highest ranked inlet projects included in the BMFAP. In addition, the department may use up to \$300,000 for regional sand source management.

Funds shall also be provided for non-federal beach nourishment and dune restoration projects damaged by Hurricane Sandy, as an alternative to FEMA funding, with a 50 percent local cost share. These projects include only: Mid-Reach and South County beaches/dunes in Brevard County; Wabasso/Sector III and Sebastian dune repair in Indian River County; South St. Lucie Dune Restoration in St. Lucie County; Jupiter Island Beach Nourishment and Bathtub Beach restoration in Martin County; Singer Island dune project, Coral Cove Dune Nourishment, Town of Palm Beach's Mid-Town and Phipps Ocean Park projects, and Boca Raton Beach Nourishment in Palm Beach County; and Deerfield Beach, Hillsboro and Hollywood beach nourishment projects in Broward County.

SECTION 36. The unexpended balance of funds provided to the Department of Financial Services in sections 61 and 62, Chapter 2012-118, Laws of Florida, for strengthening domestic security shall revert and is appropriated for Fiscal Year 2013-2014 to the department for the same purpose.

SECTION 37. The unexpended balance of funds provided in Specific Appropriation 2026A of Chapter 2012-118, Laws of Florida, and distributed to the Department of Financial Services in EOG #B2013-0014 for strengthening domestic security shall revert and is appropriated for Fiscal Year 2013-2014 to the department for its original purpose.

SECTION 38. The sum of \$1,500,000 from the unexpended funds provided from the Administrative Trust Fund to the Department of Financial Services for the Florida Accounting Information Resource Subsystem Business case in Specific Appropriation 2360 of chapter 2012-118, Laws

of Florida, shall immediately revert.

SECTION 39. The unexpended balance of funds provided to the Department of Management Services in section 67, Chapter 2012-118, Laws of Florida, for the Florida Interoperability Network Sustainment and Maintenance shall revert and is appropriated for Fiscal Year 2013-2014 to the department for the same purpose.

SECTION 40. The unexpended balance of funds provided in Specific Appropriation 2026A of Chapter 2012-118, Laws of Florida, and distributed to the Department of Management Services in EOG B2013-0014 shall revert and is appropriated for Fiscal Year 2013-2014 to the department for its original purpose.

SECTION 41. The unexpended balance of funds provided to the Department of Revenue in Specific Appropriation 3085 of chapter 2012-118, Laws of Florida, for the One-Stop Business Registration Portal shall revert and is appropriated for Fiscal Year 2013-2014 to the department for the same purpose.

SECTION 42. The unexpended balance of funds provided to the Department of Economic Opportunity in sections 69, 72, and 75 of chapter 2012-118, Laws of Florida, for the Reemployment Assistance Claims and Benefits Information System, that reverted and were appropriated in the Expenses, Operating Capital Outlay, and Grants and Aids - Contracted Services appropriation categories for Fiscal Year 2012-2013 for the same purpose, shall revert and are appropriated for Fiscal Year 2013-2014 to the Department of Economic Opportunity for the same purpose.

SECTION 43. The unexpended balance of funds provided to the Department of Economic Opportunity in sections 69, 72, and 75 of chapter 2012-118, Laws of Florida, for the Reemployment Assistance Claims and Benefits Information System, that reverted and were appropriated in the Qualified Expenditure Category for that project for Fiscal Year 2012-2013 for the same purpose, shall revert and are appropriated for Fiscal Year 2013-2014 to the Department of Economic Opportunity for the same purpose.

SECTION 44. The unexpended balance of funds provided to the Department of Economic Opportunity in Specific Appropriation 2265 of chapter 2012-118, Laws of Florida, and subsequently allocated by budget amendments EOG #B2013-0186 and EOG# B2013-0323, for the Reemployment Assistance Claims and Benefits Information System, and funds remaining in the Qualified Expenditure Category for that project, shall revert and are appropriated for Fiscal Year 2013-2014 to the Department of Economic Opportunity for the same purpose.

SECTION 45. The unexpended balance of general revenue funds provided to the Department of Economic Opportunity in Specific Appropriation 2314 of chapter 2012-118, Laws of Florida, for Economic Development Tools in the Qualified Expenditure Category, shall revert immediately.

SECTION 46. The unexpended balance of funds provided for Fiscal Year 2012-2013 to the Department of Economic Opportunity in section 76 of chapter 2012-118, Laws of Florida, including any funds remaining in unbudgeted reserve, for the contract executed with the Economic Development Commission of Florida's Space Coast for the charitable purpose of developing and implementing an innovative economic development program for promoting research and development, commercialization of research, economic diversification, and job creation in a "disproportionally affected community" in Brevard County, including the unreleased balance of funds held in reserve, shall revert and are appropriated for Fiscal Year 2013-2014 to the Department of Economic Opportunity for the same purpose.

SECTION 47. The unexpended balance of funds provided for Fiscal Year 2012-2013 to the Department of Economic Development in section 73 of chapter 2012-118, Laws of Florida, including the unreleased balance of funds held in reserve, for the State Small Business Credit Initiative shall revert and is appropriated for Fiscal Year 2013-2014 to the Department of Economic Opportunity for the same purpose.

SECTION 48. The unexpended balance of funds provided to the Department of Economic Opportunity pursuant to budget amendments EOG #B2013-0249 and EOG #B2013-0385 for a federal National Emergency Grant related to Tropical Storm Debby shall revert and is appropriated for Fiscal Year 2013-2014 to the Department of Economic Opportunity for the same purpose.

SECTION 49. The sum of \$31,088,873 is appropriated from the Employment

Security Administration Trust Fund to the Department of Economic Opportunity for Fiscal Year 2012-2013 to cover expenditures made in the Grants and Aids - Regional Workforce Board appropriation category. This section is effective upon this act becoming law.

SECTION 50. The sum of \$2,500,000 from the unexpended funds provided from the General Revenue Fund to the Executive Office of the Governor for the Transparency Florida System in Specific Appropriation 2556 of chapter 2012-118, Laws of Florida, shall immediately revert.

SECTION 51. The unexpended balance of funds provided for domestic security projects in Administered Funds in Specific Appropriation 2026A of chapter 2012-118, Laws of Florida, to the Division of Emergency Management, that was subsequently allocated to the division in budget amendment EOG #B2013-0014, and the unexpended balance of funds provided for Fiscal Year 2012-2013 to the division in section 78 of chapter 2012-118, Laws of Florida, for domestic security projects, shall revert and are appropriated for Fiscal Year 2013-2014 to the Division of Emergency Management for the same purpose.

SECTION 52. The unexpended balance of funds provided to the Division of Emergency Management for federal Emergency Management Performance grants in Specific Appropriations 2579 and 2599 of chapter 2012-118, Laws of Florida, as adjusted by budget amendment EOG #2013-0041, and the unexpended balance of funds provided for Fiscal Year 2012-2013 to the division in section 79 of chapter 2012-118, Laws of Florida, shall revert and are appropriated for Fiscal Year 2013-2014 to the Division of Emergency Management for the same purpose.

SECTION 53. The unexpended balance of state funds appropriated to the Office of Motor Carrier Compliance in the Department of Highway Safety and Motor Vehicles in Specific Appropriations 2673 through 2678 and 2679 through 2683 in Fiscal Year 2012-2013 shall, upon reversion, be deposited into the State Transportation Trust Fund in the Department of Transportation by a nonoperating transfer.

SECTION 54. The unexpended balance of funds provided to the Department of Highway Safety and Motor Vehicles in Specific Appropriation 2704, Tax Collector Network - County Systems, of chapter 2012-118 Laws of Florida, shall revert and is reappropriated for the 2013-2014 Fiscal Year for the same purpose.

SECTION 55. The sum of \$85,635 is appropriated from the General Revenue Fund to the Department of State for the 2012-2013 fiscal year for a library grant to the Okaloosa County Library. This section shall be effective upon becoming law.

SECTION 56. The unexpended balance of general revenue funds appropriated to the Department of State in Specific Appropriation 3149A of chapter 2012-118, Laws of Florida, shall revert immediately and is appropriated for Fiscal Year 2013-2014 for the purpose of continuing Phase II of the repair and maintenance of the Grove Historic Property.

SECTION 57. The unexpended balance of funds provided pursuant to chapter 2012-118, section 84, Laws of Florida, and approved budget amendment: EOG #2009-0082, dated April 15, 2009, for the Transportation Infrastructure - American Recovery and Reinvestment Act of 2009 (088825) appropriation category in the Department of Transportation, shall revert immediately and is appropriated for Fiscal Year 2013-2014 to the department for the same purpose.

SECTION 58. The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2013-0495 as submitted on March 26, 2013, by the Governor on behalf of the Department of Agriculture and Consumer Services for approval by the Legislative Budget Commission for Fiscal Year 2013-2014. The Governor shall modify the approved operating budget for Fiscal Year 2012-2013 consistent with the amendment. This section is effective upon becoming law.

SECTION 59. The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2013-0470 as submitted on March 27, 2012, by the Governor on behalf of the Division of Emergency Management for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2012-2013 consistent with the amendment. This

section is effective upon becoming law.

SECTION 60. The nonrecurring sums of \$317,687 from General Revenue and \$2,024,542 from trust funds are hereby reduced from each agency's budget for Fiscal Year 2013-2014, as a result of savings achieved through the Real Estate Initiative, as follows:

AGENCY FOR HEALTH CARE ADMINISTRATION	
General Revenue.....	1,915
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION	
Trust Funds.....	147,956
DEPARTMENT OF ECONOMIC OPPORTUNITY	
Trust Funds.....	1,500
DEPARTMENT OF EDUCATION-BLIND SERVICES	
Trust Funds.....	20,587
DEPARTMENT OF EDUCATION-STATE BOARD OF EDUCATION	
Trust Funds.....	158,908
DEPARTMENT OF ELDER AFFAIRS	
General Revenue.....	91,142
EXECUTIVE OFFICE OF THE GOVERNOR	
General Revenue.....	5,600
DEPARTMENT OF HEALTH	
Trust Funds.....	923,510
PUBLIC SERVICE COMMISSION	
Trust Funds.....	92,173
DEPARTMENT OF REVENUE	
General Revenue.....	219,030
Trust Funds.....	679,908

SECTION 61. The nonrecurring sums of \$1,188,126 from General Revenue and \$1,050,262 from trust funds are hereby reduced from each agency's budget for Fiscal Year 2013-2014, as a result of savings achieved through the Vendor Management Initiative, as follows:

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION	
Trust Funds.....	90,718
DEPARTMENT OF EDUCATION-STATE BOARD OF EDUCATION	
General Revenue.....	1,174,062
Trust Funds.....	922,477
DEPARTMENT OF ELDER AFFAIRS	
Trust Funds.....	4,182
DEPARTMENT OF ENVIRONMENTAL PROTECTION	
Trust Funds.....	1,450,530
EXECUTIVE OFFICE OF THE GOVERNOR	
General Revenue.....	438
DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES	
Trust Funds.....	16,505
DEPARTMENT OF JUVENILE JUSTICE	
General Revenue.....	12,814
DEPARTMENT OF MILITARY AFFAIRS	
Trust Funds.....	16,380
DEPARTMENT OF STATE	
General Revenue.....	812

SECTION 62. Pursuant to section 215.32(2)(b)4.a., Florida Statutes, \$439,430,000 from unobligated cash balance amounts specified from the following trust funds shall be transferred to the General Revenue Fund for Fiscal Year 2013-2014:

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES	
Market Trade Show Trust Fund.....	300,000
DEPARTMENT OF ENVIRONMENTAL PROTECTION	
Inland Protection Trust Fund.....	10,000,000
Solid Waste Management Trust Fund.....	2,000,000
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION	
Division of Florida Condominiums, Timeshares and Mobile	
Homes Trust Fund.....	4,500,000
Professional Regulation Trust Fund.....	1,500,000
DEPARTMENT OF FINANCIAL SERVICES	
Anti-Fraud Trust Fund.....	3,000,000
Financial Institutions Regulatory Trust Fund.....	1,000,000
Regulatory Trust Fund.....	3,000,000
AGENCY FOR HEALTH CARE ADMINISTRATION	
Health Care Trust Fund.....	5,000,000
Grants and Donations Trust Fund.....	93,000,000
Medical Care Trust Fund.....	30,000,000
DEPARTMENT OF HEALTH	
Medical Quality Assurance Trust Fund.....	10,000,000
DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES	

Highway Safety Operating Trust Fund.....	7,000,000
DEPARTMENT OF ECONOMIC OPPORTUNITY	
Local Government Housing Trust Fund.....	151,400,000
State Housing Trust Fund.....	52,730,000
State Economic Enhancement and Development Trust Fund.....	65,000,000

Funds specified above from each trust fund shall be transferred in four equal installments on a quarterly basis during the fiscal year, except for funds from the Local Government Housing Trust Fund, which shall be transferred by June 30, 2014.

SECTION 63. The Chief Financial Officer is hereby authorized to transfer \$214,500,000 from the General Revenue Fund to the Budget Stabilization Fund for Fiscal Year 2013-2014 as required by section 215.32(2)(c), Florida Statutes.

SECTION 64. The Chief Financial Officer is hereby authorized to transfer \$14,600,000 from the General Revenue Fund to the Lawton Chiles Endowment Fund for Fiscal Year 2013-14 as required by section 409.915(11), Florida Statutes.

SECTION 65. Any section of this act, or any appropriation herein contained, if found to be invalid shall in no way affect other sections or specific appropriations contained in this act.

SECTION 66. Except as otherwise provided herein, this act shall take effect July 1, 2013, or upon becoming law, whichever occurs later; however, if this act becomes law after July 1, 2013, then it shall operate retroactively to July 1, 2013.

TOTAL THIS GENERAL APPROPRIATION ACT

FROM GENERAL REVENUE FUND	26,876,136,569	
FROM TRUST FUNDS		47,422,051,765
TOTAL POSITIONS	114,601.00	
TOTAL ALL FUNDS		74,298,188,334
TOTAL APPROVED SALARY RATE	4,833,759,096	

ITEMIZATION OF EXPENDITURE TOTALS
(FOR INFORMATION ONLY)

SPB 7040 FY 2013-14
(\$ IN MILLIONS)

	GENERAL REVENUE	LOTTERY	PECO	TOBACCO	OTHER TRUST	ALL FUNDS	POSITIONS
<u>OPERATING</u>							
A - STATE OPERATIONS	5,006.1	10.1	.0	71.0	7,913.2	13,000.3	114,601.00
B - AID TO LOC GOV - OPERATION	12,642.5	762.3	.0	250.1	5,999.0	19,654.0	.00
C - PYMT OF PEN, BEN & CLAIMS	222.4	380.9	.0	.0	57.6	660.8	.00
D - PASS THRU/ST & FED FUNDS	2,823.2	103.8	.0	.0	3,331.7	6,258.6	.00
E - MEDICAID AND TANF	5,797.8	.0	.0	58.7	17,223.4	23,079.9	.00
H - TRANS TO OTHER ENTITIES	82.4	.0	.0	.0	215.0	297.4	.00
TOTAL OPERATING	26,574.3	1,257.0	.0	379.9	34,739.8	62,951.0	114,601.00
<u>FIXED CAPITAL OUTLAY</u>							
I - STATE CAPITAL OUTLAY - DMS	12.1	.0	.0	.0	7.0	19.1	.00
J - ST CAPITAL OUTLAY - AGENCY	42.4	.0	.0	.0	286.9	329.4	.00
K - STATE CAPITAL OUTLAY - DOT	.0	.0	.0	.0	8,477.1	8,477.1	.00
L - STATE CAPITAL OUTLAY-PECO	109.6	55.2	.0	.0	70.0	234.8	.00
M - AID TO LOC GOVT-CAP OUTLAY	90.5	.0	.0	.0	371.3	461.8	.00
N - DEBT SERVICE	47.1	316.5	924.3	.0	537.0	1,824.9	.00
TOTAL FIXED CAPITAL OUTLAY	301.8	371.7	924.3	.0	9,749.4	11,347.1	.00
TOTAL ITEM. OF EXPENDITURES	26,876.1	1,628.7	924.3	379.9	44,489.2	74,298.2	114,601.00

NOTE: AMOUNTS ACROSS AND DOWN MAY NOT EQUAL DUE TO ROUNDING.

SUMMARY BY SECTION
(FOR INFORMATION ONLY)

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	GEN REVENUE	TRUST FUNDS	ALL FUNDS
<u>SECTION 1 - EDUCATION ENHANCEMENT</u>			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING		10,052,888	10,052,888
TOTAL STATE OPERATIONS		10,052,888	10,052,888
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING		762,341,265	762,341,265
TOTAL AID TO LOC GOV - OPERATION		762,341,265	762,341,265
PYMT OF PEN, BEN & CLAIMS			
STATE FUNDS - NONMATCHING		380,851,690	380,851,690
TOTAL PYMT OF PEN, BEN & CLAIMS		380,851,690	380,851,690
PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING		103,776,356	103,776,356
TOTAL PASS THRU/ST & FED FUNDS		103,776,356	103,776,356
<u>FIXED CAPITAL OUTLAY</u>			
STATE CAPITAL OUTLAY-PECO			
STATE FUNDS - NONMATCHING		55,209,106	55,209,106
TOTAL STATE CAPITAL OUTLAY-PECO		55,209,106	55,209,106
DEBT SERVICE			
STATE FUNDS - NONMATCHING		316,468,695	316,468,695
TOTAL DEBT SERVICE		316,468,695	316,468,695
TOTAL SECTION 1		1,628,700,000	1,628,700,000
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING		1,628,700,000	1,628,700,000
TOTAL SPENDING AUTHORIZATIONS			
OPERATING		1,257,022,199	1,257,022,199
FIXED CAPITAL OUTLAY		371,677,801	371,677,801
<u>SECTION 2 - EDUCATION (ALL OTHER FUNDS)</u>			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING	161,062,582	42,195,760	203,258,342
STATE FUNDS - MATCHING	34,928,933	595,000	35,523,933
FEDERAL FUNDS		499,280,954	499,280,954
TRANS/RECIPIENT/FED FUNDS		477,946	477,946
TOTAL STATE OPERATIONS			
POSITIONS	195,991,515	542,549,660	2,405,257,541,175

SUMMARY BY SECTION
(FOR INFORMATION ONLY)

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	GEN REVENUE	TRUST FUNDS	ALL FUNDS
SECTION 2 - EDUCATION (ALL OTHER FUNDS)			
<u>OPERATING</u>			
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING	10,758,508,691	1,946,538,402	12,705,047,093
STATE FUNDS - MATCHING	231,236,616		231,236,616
FEDERAL FUNDS		636,953,619	636,953,619
TOTAL AID TO LOC GOV - OPERATION	10,989,745,307	2,583,492,021	13,573,237,328
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PYMT OF PEN, BEN & CLAIMS			
STATE FUNDS - NONMATCHING	182,535,755	1,139,506	183,675,261
STATE FUNDS - MATCHING	3,691,326		3,691,326
FEDERAL FUNDS		11,564,190	11,564,190
TOTAL PYMT OF PEN, BEN & CLAIMS	186,227,081	12,703,696	198,930,777
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PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING	2,808,114,044	86,161,098	2,894,275,142
FEDERAL FUNDS		1,626,410,079	1,626,410,079
TOTAL PASS THRU/ST & FED FUNDS	2,808,114,044	1,712,571,177	4,520,685,221
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TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING	2,407,656	1,316,430	3,724,086
STATE FUNDS - MATCHING	143,407	600,238	743,645
FEDERAL FUNDS		1,840,402	1,840,402
TOTAL TRANS TO OTHER ENTITIES	2,551,063	3,757,070	6,308,133
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<u>FIXED CAPITAL OUTLAY</u>			
ST CAPITAL OUTLAY - AGENCY			
STATE FUNDS - NONMATCHING	6,500,000		6,500,000
TOTAL ST CAPITAL OUTLAY - AGENCY	6,500,000		6,500,000
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STATE CAPITAL OUTLAY-PECO			
STATE FUNDS - NONMATCHING	109,603,219	70,000,000	179,603,219
TOTAL STATE CAPITAL OUTLAY-PECO	109,603,219	70,000,000	179,603,219
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DEBT SERVICE			
STATE FUNDS - NONMATCHING		1,080,593,280	1,080,593,280
TOTAL DEBT SERVICE		1,080,593,280	1,080,593,280
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TOTAL SECTION 2	14,298,732,229	6,005,666,904	20,304,399,133
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FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING	14,028,731,947	3,227,944,476	17,256,676,423
STATE FUNDS - MATCHING	270,000,282	1,195,238	271,195,520
FEDERAL FUNDS		2,776,049,244	2,776,049,244
TRANS/RECIPIENT/FED FUNDS		477,946	477,946
TOTAL SPENDING AUTHORIZATIONS	14,182,629,010	4,855,073,624	19,037,702,634
OPERATING	14,182,629,010	4,855,073,624	19,037,702,634
FIXED CAPITAL OUTLAY	116,103,219	1,150,593,280	1,266,696,499
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SUMMARY BY SECTION
(FOR INFORMATION ONLY)

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	GEN REVENUE	TRUST FUNDS	ALL FUNDS
SECTION 3 - HUMAN SERVICES			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING	198,064,470	751,401,642	949,466,112
STATE FUNDS - MATCHING	429,433,013	716,702,425	1,146,135,438
FEDERAL FUNDS		1,739,483,451	1,739,483,451
TRANS/RECIPIENT/FED FUNDS		108,152,353	108,152,353
TOTAL STATE OPERATIONS	627,497,483	3,315,739,871	3,943,237,354
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AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING	340,651,817	78,976,545	419,628,362
STATE FUNDS - MATCHING	935,176,526	322,963,263	1,258,139,789
FEDERAL FUNDS		1,828,952,201	1,828,952,201
TRANS/RECIPIENT/FED FUNDS		127,150,669	127,150,669
TOTAL AID TO LOC GOV - OPERATION	1,275,828,343	2,358,042,678	3,633,871,021
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PYMT OF PEN, BEN & CLAIMS			
STATE FUNDS - NONMATCHING	40,498	950,000	990,498
STATE FUNDS - MATCHING	18,288,524	1,700,000	19,988,524
TOTAL PYMT OF PEN, BEN & CLAIMS	18,329,022	2,650,000	20,979,022
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PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING	3,000,000		3,000,000
FEDERAL FUNDS		21,754,358	21,754,358
TOTAL PASS THRU/ST & FED FUNDS	3,000,000	21,754,358	24,754,358
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MEDICAID AND TANF			
STATE FUNDS - NONMATCHING	9,779,812	876,992	10,656,804
STATE FUNDS - MATCHING	5,788,047,899	3,731,514,745	9,519,562,644
FEDERAL FUNDS		12,963,341,932	12,963,341,932
TRANS/RECIPIENT/FED FUNDS		586,359,839	586,359,839
TOTAL MEDICAID AND TANF	5,797,827,711	17,282,093,508	23,079,921,219
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TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING	2,486,066	8,145,290	10,631,356
STATE FUNDS - MATCHING	14,293,507	3,088,068	17,381,575
FEDERAL FUNDS		15,120,483	15,120,483
TRANS/RECIPIENT/FED FUNDS		438,771	438,771
TOTAL TRANS TO OTHER ENTITIES	16,779,573	26,792,612	43,572,185
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<u>FIXED CAPITAL OUTLAY</u>			
ST CAPITAL OUTLAY - AGENCY			
STATE FUNDS - NONMATCHING	1,442,650	7,790,072	9,232,722
FEDERAL FUNDS		311,300	311,300
TOTAL ST CAPITAL OUTLAY - AGENCY	1,442,650	8,101,372	9,544,022
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AID TO LOC GOVT-CAP OUTLAY			
STATE FUNDS - NONMATCHING	5,850,000	7,533,960	13,383,960
TOTAL AID TO LOC GOVT-CAP OUTLAY	5,850,000	7,533,960	13,383,960
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SUMMARY BY SECTION
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	GEN REVENUE	TRUST FUNDS	ALL FUNDS
SECTION 3 - HUMAN SERVICES			
POSITIONS			33,498.25
TOTAL SECTION 3	7,746,554,782	23,022,708,359	30,769,263,141
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING	561,315,313	855,674,501	1,416,989,814
STATE FUNDS - MATCHING	7,185,239,469	4,775,968,501	11,961,207,970
FEDERAL FUNDS		16,568,963,725	16,568,963,725
TRANS/RECIPIENT/FED FUNDS		822,101,632	822,101,632
TOTAL SPENDING AUTHORIZATIONS			
OPERATING	7,739,262,132	23,007,073,027	30,746,335,159
FIXED CAPITAL OUTLAY	7,292,650	15,635,332	22,927,982
SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING	2,864,767,963	343,553,530	3,208,321,493
STATE FUNDS - MATCHING	10,473,843	9,273,153	19,746,996
FEDERAL FUNDS		46,897,169	46,897,169
TRANS/RECIPIENT/FED FUNDS		48,154,490	48,154,490
POSITIONS			40,099.75
TOTAL STATE OPERATIONS	2,875,241,806	447,878,342	3,323,120,148
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING	264,511,883	419,073,228	683,585,111
STATE FUNDS - MATCHING	547,032		547,032
FEDERAL FUNDS		49,145,167	49,145,167
TRANS/RECIPIENT/FED FUNDS		1,049,069	1,049,069
TOTAL AID TO LOC GOV - OPERATION	265,058,915	469,267,464	734,326,379
PYMT OF PEN, BEN & CLAIMS			
STATE FUNDS - NONMATCHING		24,842,082	24,842,082
FEDERAL FUNDS		13,192,000	13,192,000
TOTAL PYMT OF PEN, BEN & CLAIMS		38,034,082	38,034,082
PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING		5,401,252	5,401,252
FEDERAL FUNDS		46,661,023	46,661,023
TOTAL PASS THRU/ST & FED FUNDS		52,062,275	52,062,275
TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING	25,272,085	1,248,842	26,520,927
STATE FUNDS - MATCHING	20,751	24,540	45,291
FEDERAL FUNDS		29,071,568	29,071,568
TRANS/RECIPIENT/FED FUNDS		68,967	68,967
TOTAL TRANS TO OTHER ENTITIES	25,292,836	30,413,917	55,706,753
<u>FIXED CAPITAL OUTLAY</u>			
ST CAPITAL OUTLAY - AGENCY			
STATE FUNDS - NONMATCHING	14,993,721		14,993,721
TOTAL ST CAPITAL OUTLAY - AGENCY	14,993,721		14,993,721

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	GEN REVENUE	TRUST FUNDS	ALL FUNDS
SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS			
<u>FIXED CAPITAL OUTLAY</u>			
DEBT SERVICE			
STATE FUNDS - NONMATCHING	47,145,628		47,145,628
TOTAL DEBT SERVICE	47,145,628		47,145,628
POSITIONS			
TOTAL SECTION 4	3,227,732,906	1,037,656,080	4,265,388,986
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING	3,216,691,280	794,118,934	4,010,810,214
STATE FUNDS - MATCHING	11,041,626	9,297,693	20,339,319
FEDERAL FUNDS		184,966,927	184,966,927
TRANS/RECIPIENT/FED FUNDS		49,272,526	49,272,526
TOTAL SPENDING AUTHORIZATIONS			
OPERATING	3,165,593,557	1,037,656,080	4,203,249,637
FIXED CAPITAL OUTLAY	62,139,349		62,139,349
SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING	150,158,065	1,173,439,040	1,323,597,105
STATE FUNDS - MATCHING	3,524,446	34,785,897	38,310,343
FEDERAL FUNDS		182,243,626	182,243,626
TRANS/RECIPIENT/FED FUNDS		2,540,013	2,540,013
POSITIONS			15,557.75
TOTAL STATE OPERATIONS	153,682,511	1,393,008,576	1,546,691,087
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING	9,120,849	77,323,759	86,444,608
STATE FUNDS - MATCHING	9,165,197		9,165,197
FEDERAL FUNDS		6,667,074	6,667,074
TRANS/RECIPIENT/FED FUNDS		61,351,633	61,351,633
TOTAL AID TO LOC GOV - OPERATION	18,286,046	145,342,466	163,628,512
PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING		9,759,202	9,759,202
FEDERAL FUNDS		1,072,432,976	1,072,432,976
TOTAL PASS THRU/ST & FED FUNDS		1,082,192,178	1,082,192,178
TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING	842,475	128,738,678	129,581,153
STATE FUNDS - MATCHING		428	428
FEDERAL FUNDS		320,508	320,508
TOTAL TRANS TO OTHER ENTITIES	842,475	129,059,614	129,902,089
<u>FIXED CAPITAL OUTLAY</u>			
ST CAPITAL OUTLAY - AGENCY			
STATE FUNDS - NONMATCHING	2,500,000	258,086,851	260,586,851
STATE FUNDS - MATCHING		2,000,000	2,000,000
FEDERAL FUNDS		11,278,750	11,278,750
TOTAL ST CAPITAL OUTLAY - AGENCY	2,500,000	271,365,601	273,865,601

SUMMARY BY SECTION
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	GEN REVENUE	TRUST FUNDS	ALL FUNDS
SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION			
<u>FIXED CAPITAL OUTLAY</u>			
STATE CAPITAL OUTLAY - DOT			
STATE FUNDS - NONMATCHING	5,409,810,180		5,409,810,180
STATE FUNDS - MATCHING	66,094,771		66,094,771
FEDERAL FUNDS	3,001,202,711		3,001,202,711
TOTAL STATE CAPITAL OUTLAY - DOT	8,477,107,662		8,477,107,662
<u>AID TO LOC GOVT-CAP OUTLAY</u>			
STATE FUNDS - NONMATCHING	72,184,168	108,261,860	180,446,028
STATE FUNDS - MATCHING	12,487,740	166,667	12,654,407
FEDERAL FUNDS		249,098,298	249,098,298
TOTAL AID TO LOC GOVT-CAP OUTLAY	84,671,908	357,526,825	442,198,733
<u>DEBT SERVICE</u>			
STATE FUNDS - NONMATCHING		342,464,895	342,464,895
TOTAL DEBT SERVICE		342,464,895	342,464,895
<u>POSITIONS</u>			
TOTAL SECTION 5	259,982,940	12,198,067,817	12,458,050,757
<u>FUNDING SOURCE RECAP</u>			
STATE FUNDS - NONMATCHING	234,805,557	7,507,884,465	7,742,690,022
STATE FUNDS - MATCHING	25,177,383	103,047,763	128,225,146
FEDERAL FUNDS		4,523,243,943	4,523,243,943
TRANS/RECIPIENT/FED FUNDS		63,891,646	63,891,646
TOTAL SPENDING AUTHORIZATIONS	172,811,032	2,749,602,834	2,922,413,866
OPERATING	87,171,908	9,448,464,983	9,535,636,891
FIXED CAPITAL OUTLAY			
SECTION 6 - GENERAL GOVERNMENT			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING	779,327,621	1,780,710,164	2,560,037,785
STATE FUNDS - MATCHING	45,073,705	17,983,483	63,057,188
FEDERAL FUNDS		340,411,083	340,411,083
TRANS/RECIPIENT/FED FUNDS		42,764,051	42,764,051
TOTAL STATE OPERATIONS	824,401,326	2,181,868,781	3,006,270,107
<u>AID TO LOC GOV - OPERATION</u>			
STATE FUNDS - NONMATCHING	72,657,445	106,375,740	179,033,185
STATE FUNDS - MATCHING	17,149,864	11,147,491	28,297,355
FEDERAL FUNDS		569,610,801	569,610,801
TRANS/RECIPIENT/FED FUNDS		5,919,280	5,919,280
TOTAL AID TO LOC GOV - OPERATION	89,807,309	693,053,312	782,860,621
<u>PYMT OF PEN, BEN & CLAIMS</u>			
STATE FUNDS - NONMATCHING	17,802,039	4,177,024	21,979,063
TOTAL PYMT OF PEN, BEN & CLAIMS	17,802,039	4,177,024	21,979,063

SUMMARY BY SECTION
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	GEN REVENUE	TRUST FUNDS	ALL FUNDS
SECTION 6 - GENERAL GOVERNMENT			
<u>OPERATING</u>			
PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING	12,061,484	153,039,139	165,100,623
STATE FUNDS - MATCHING		11,811,484	11,811,484
FEDERAL FUNDS		298,235,982	298,235,982
TOTAL PASS THRU/ST & FED FUNDS	12,061,484	463,086,605	475,148,089
<u>TRANS TO OTHER ENTITIES</u>			
STATE FUNDS - NONMATCHING	35,706,412	17,539,049	53,245,461
STATE FUNDS - MATCHING	238,048	864,937	1,102,985
FEDERAL FUNDS		6,380,415	6,380,415
TRANS/RECIPIENT/FED FUNDS		173,377	173,377
TOTAL TRANS TO OTHER ENTITIES	35,944,460	24,957,778	60,902,238
<u>FIXED CAPITAL OUTLAY</u>			
STATE CAPITAL OUTLAY - DMS			
STATE FUNDS - NONMATCHING	6,750,000	7,047,781	13,797,781
TOTAL STATE CAPITAL OUTLAY - DMS	6,750,000	7,047,781	13,797,781
<u>ST CAPITAL OUTLAY - AGENCY</u>			
STATE FUNDS - NONMATCHING	16,100,000	6,115,477	22,215,477
FEDERAL FUNDS		1,000,000	1,000,000
TRANS/RECIPIENT/FED FUNDS		361,000	361,000
TOTAL ST CAPITAL OUTLAY - AGENCY	16,100,000	7,476,477	23,576,477
<u>AID TO LOC GOVT-CAP OUTLAY</u>			
STATE FUNDS - NONMATCHING		3,200,000	3,200,000
STATE FUNDS - MATCHING		3,000,000	3,000,000
TOTAL AID TO LOC GOVT-CAP OUTLAY		6,200,000	6,200,000
<u>DEBT SERVICE</u>			
STATE FUNDS - NONMATCHING		38,255,689	38,255,689
TOTAL DEBT SERVICE		38,255,689	38,255,689
<u>POSITIONS</u>			
TOTAL SECTION 6	1,002,866,618	3,426,123,447	4,428,990,065
<u>FUNDING SOURCE RECAP</u>			
STATE FUNDS - NONMATCHING	940,405,001	2,116,460,063	3,056,865,064
STATE FUNDS - MATCHING	62,461,617	44,807,395	107,269,012
FEDERAL FUNDS		1,215,638,281	1,215,638,281
TRANS/RECIPIENT/FED FUNDS		49,217,708	49,217,708
TOTAL SPENDING AUTHORIZATIONS	980,016,618	3,367,143,500	4,347,160,118
OPERATING	22,850,000	58,979,947	81,829,947
FIXED CAPITAL OUTLAY			

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	GEN REVENUE	TRUST FUNDS	ALL FUNDS
<u>SECTION 7 - JUDICIAL BRANCH</u>			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING	329,309,871	93,953,982	423,263,853
FEDERAL FUNDS		2,047,617	2,047,617
TRANS/RECIPIENT/FED FUNDS		7,085,130	7,085,130
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TOTAL STATE OPERATIONS	329,309,871	103,086,729	432,396,600
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AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING	3,782,390		3,782,390
TOTAL AID TO LOC GOV - OPERATION	3,782,390		3,782,390
	=====	=====	=====
TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING	943,142	6,395	949,537
FEDERAL FUNDS		4,104	4,104
TRANS/RECIPIENT/FED FUNDS		31,930	31,930
TOTAL TRANS TO OTHER ENTITIES	943,142	42,429	985,571
	=====	=====	=====
<u>FIXED CAPITAL OUTLAY</u>			
STATE CAPITAL OUTLAY - DMS			
STATE FUNDS - NONMATCHING	5,322,141		5,322,141
TOTAL STATE CAPITAL OUTLAY - DMS	5,322,141		5,322,141
	=====	=====	=====
ST CAPITAL OUTLAY - AGENCY			
STATE FUNDS - NONMATCHING	909,550		909,550
TOTAL ST CAPITAL OUTLAY - AGENCY	909,550		909,550
	=====	=====	=====
		POSITIONS	
TOTAL SECTION 7	340,267,094	103,129,158	443,396,252
	=====	=====	=====
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING	340,267,094	93,960,377	434,227,471
FEDERAL FUNDS		2,051,721	2,051,721
TRANS/RECIPIENT/FED FUNDS		7,117,060	7,117,060
TOTAL SPENDING AUTHORIZATIONS			
OPERATING	334,035,403	103,129,158	437,164,561
FIXED CAPITAL OUTLAY	6,231,691		6,231,691
	=====	=====	=====

SUMMARY FOR ALL SECTIONS
(FOR INFORMATION ONLY)

SPB 7040 FY 2013-14

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
<u>ALL SECTIONS</u>			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING	4,482,690,572	4,195,307,006	8,677,997,578
STATE FUNDS - MATCHING	523,433,940	779,339,958	1,302,773,898
FEDERAL FUNDS		2,810,363,900	2,810,363,900
TRANS/RECIPIENT/FED FUNDS		209,173,983	209,173,983
	-----	-----	-----
TOTAL STATE OPERATIONS	5,006,124,512	7,994,184,847	13,000,309,359
	=====	=====	=====
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING	11,449,233,075	3,390,628,939	14,839,862,014
STATE FUNDS - MATCHING	1,193,275,235	334,110,754	1,527,385,989
FEDERAL FUNDS		3,091,328,862	3,091,328,862
TRANS/RECIPIENT/FED FUNDS		195,470,651	195,470,651
TOTAL AID TO LOC GOV - OPERATION	12,642,508,310	7,011,539,206	19,654,047,516
	=====	=====	=====
PYMT OF PEN, BEN & CLAIMS			
STATE FUNDS - NONMATCHING	200,378,292	411,960,302	612,338,594
STATE FUNDS - MATCHING	21,979,850	1,700,000	23,679,850
FEDERAL FUNDS		24,756,190	24,756,190
TOTAL PYMT OF PEN, BEN & CLAIMS	222,358,142	438,416,492	660,774,634
	=====	=====	=====
PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING	2,823,175,528	358,137,047	3,181,312,575
STATE FUNDS - MATCHING		11,811,484	11,811,484
FEDERAL FUNDS		3,065,494,418	3,065,494,418
TOTAL PASS THRU/ST & FED FUNDS	2,823,175,528	3,435,442,949	6,258,618,477
	=====	=====	=====
MEDICAID AND TANF			
STATE FUNDS - NONMATCHING	9,779,812	876,992	10,656,804
STATE FUNDS - MATCHING	5,788,047,899	3,731,514,745	9,519,562,644
FEDERAL FUNDS		12,963,341,932	12,963,341,932
TRANS/RECIPIENT/FED FUNDS		586,359,839	586,359,839
TOTAL MEDICAID AND TANF	5,797,827,711	17,282,093,508	23,079,921,219
	=====	=====	=====
TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING	67,657,836	156,994,684	224,652,520
STATE FUNDS - MATCHING	14,695,713	4,578,211	19,273,924
FEDERAL FUNDS		52,737,480	52,737,480
TRANS/RECIPIENT/FED FUNDS		713,045	713,045
TOTAL TRANS TO OTHER ENTITIES	82,353,549	215,023,420	297,376,969
	=====	=====	=====
<u>FIXED CAPITAL OUTLAY</u>			
STATE CAPITAL OUTLAY - DMS			
STATE FUNDS - NONMATCHING	12,072,141	7,047,781	19,119,922
TOTAL STATE CAPITAL OUTLAY - DMS	12,072,141	7,047,781	19,119,922
	=====	=====	=====

SUMMARY FOR ALL SECTIONS
(FOR INFORMATION ONLY)

SPB 7040 FY 2013-14

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
ALL SECTIONS			
<u>FIXED CAPITAL OUTLAY</u>			
ST CAPITAL OUTLAY - AGENCY			
STATE FUNDS - NONMATCHING	42,445,921	271,992,400	314,438,321
STATE FUNDS - MATCHING		2,000,000	2,000,000
FEDERAL FUNDS		12,590,050	12,590,050
TRANS/RECIPIENT/FED FUNDS		361,000	361,000
TOTAL ST CAPITAL OUTLAY - AGENCY	42,445,921	286,943,450	329,389,371
STATE CAPITAL OUTLAY - DOT			
STATE FUNDS - NONMATCHING		5,409,810,180	5,409,810,180
STATE FUNDS - MATCHING		66,094,771	66,094,771
FEDERAL FUNDS		3,001,202,711	3,001,202,711
TOTAL STATE CAPITAL OUTLAY - DOT		8,477,107,662	8,477,107,662
STATE CAPITAL OUTLAY-PECO			
STATE FUNDS - NONMATCHING	109,603,219	125,209,106	234,812,325
TOTAL STATE CAPITAL OUTLAY-PECO	109,603,219	125,209,106	234,812,325
AID TO LOC GOVT-CAP OUTLAY			
STATE FUNDS - NONMATCHING	78,034,168	118,995,820	197,029,988
STATE FUNDS - MATCHING	12,487,740	3,166,667	15,654,407
FEDERAL FUNDS		249,098,298	249,098,298
TOTAL AID TO LOC GOVT-CAP OUTLAY	90,521,908	371,260,785	461,782,693
DEBT SERVICE			
STATE FUNDS - NONMATCHING	47,145,628	1,777,782,559	1,824,928,187
TOTAL DEBT SERVICE	47,145,628	1,777,782,559	1,824,928,187
POSITIONS			114,601.00
TOTAL ALL SECTIONS	26,876,136,569	47,422,051,765	74,298,188,334
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING	19,322,216,192	16,224,742,816	35,546,959,008
STATE FUNDS - MATCHING	7,553,920,377	4,934,316,590	12,488,236,967
FEDERAL FUNDS		25,270,913,841	25,270,913,841
TRANS/RECIPIENT/FED FUNDS		992,078,518	992,078,518
TOTAL SPENDING AUTHORIZATIONS			
OPERATING	26,574,347,752	36,376,700,422	62,951,048,174
FIXED CAPITAL OUTLAY	301,788,817	11,045,351,343	11,347,140,160

SUMMARY BY SECTION BY DEPARTMENT
(FOR INFORMATION ONLY)

SPB 7040 FY 2013-14
(\$ IN MILLIONS)

	GENERAL REVENUE	LOTTERY	PECO	TOBACCO	OTHER TRUST	ALL FUNDS	POSITIONS
<u>OPERATING</u>							
SECTION 1 - EDUCATION ENHANCEMENT							
EDUCATION, DEPT OF . . . . .	.0	1,257.0	.0	.0	.0	1,257.0	.00
TOTAL SECTION 1	.0	1,257.0	.0	.0	.0	1,257.0	.00
SECTION 2 - EDUCATION (ALL OTHER FUNDS)							
EDUCATION, DEPT OF	14,182.6	.0	.0	.0	4,855.1	19,037.7	2,405.25
TOTAL SECTION 2	14,182.6	.0	.0	.0	4,855.1	19,037.7	2,405.25
EDUCATION RECAP							
EDUCATION/EARLY LEARNING	556.6	.0	.0	.0	448.2	1,004.8	97.00
EDUCATION/PUBLIC SCHOOLS	10,442.9	439.6	.0	.0	2,243.4	13,125.9	.00
EDUCATION/COMM COLLEGES	919.4	180.8	.0	.0	.0	1,100.2	.00
EDUCATION/UNIVERSITIES	1,915.7	245.7	.0	.0	1,823.8	3,985.2	.00
EDUCATION/OTHER	348.1	390.9	.0	.0	339.8	1,078.7	2,308.25
TOTAL EDUCATION RECAP	14,182.6	1,257.0	.0	.0	4,855.1	20,294.7	2,405.25
SECTION 3 - HUMAN SERVICES							
AGENCY/HEALTH CARE ADMIN	5,346.5	.0	.0	153.7	18,290.5	23,790.7	1,655.00
AGENCY/PERSONS WITH DISABL	478.2	.0	.0	.0	627.9	1,106.2	2,908.00
CHILDREN & FAMILIES	1,414.7	.0	.0	132.2	1,211.8	2,758.7	11,585.50
ELDER AFFAIRS, DEPT OF	99.3	.0	.0	.0	161.8	261.1	448.00
HEALTH, DEPT OF	393.3	.0	.0	93.9	2,253.8	2,740.9	15,798.25
VETERANS' AFFAIRS, DEPT OF	7.3	.0	.0	.0	81.5	88.8	1,103.50
TOTAL SECTION 3	7,739.3	.0	.0	379.9	22,627.2	30,746.3	33,498.25
SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS							
CORRECTIONS, DEPT OF	1,996.0	.0	.0	.0	70.1	2,066.1	23,268.00
JUSTICE ADMINISTRATION	689.6	.0	.0	.0	509.9	1,199.5	10,222.75
JUVENILE JUSTICE, DEPT OF	342.3	.0	.0	.0	153.8	506.0	3,482.50
LAW ENFORCEMENT, DEPT OF	88.4	.0	.0	.0	147.0	235.4	1,710.00
LEGAL AFFAIRS/ATTY GENERAL	41.0	.0	.0	.0	146.9	187.8	1,294.50
PAROLE COMMISSION	8.3	.0	.0	.0	.1	8.3	122.00
TOTAL SECTION 4	3,165.6	.0	.0	.0	1,037.7	4,203.2	40,099.75
SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION							
AGRIC/CONSUMER SVCS/COMM	130.0	.0	.0	.0	1,301.6	1,431.6	3,565.25
ENVIR PROTECTION, DEPT OF	18.0	.0	.0	.0	416.1	434.1	3,114.00
FISH/WILDLIFE CONSERV COMM	24.7	.0	.0	.0	267.5	292.2	2,098.50
TRANSPORTATION, DEPT OF . . . . .	.0	.0	.0	.0	764.5	764.5	6,780.00
TOTAL SECTION 5	172.8	.0	.0	.0	2,749.6	2,922.4	15,557.75
SECTION 6 - GENERAL GOVERNMENT							
ADMINISTERED FUNDS	390.6	.0	.0	.0	252.2	642.7	.00
BUSINESS/PROFESSIONAL REG . . . . .	.5	.0	.0	.0	134.9	135.4	1,611.25
CITRUS, DEPT OF . . . . .	.0	.0	.0	.0	61.1	61.1	57.00
ECONOMIC OPPORTUNITY	44.7	.0	.0	.0	768.6	813.3	1,630.00
FINANCIAL SERVICES	23.1	.0	.0	.0	272.3	295.4	2,586.50

NOTE: AMOUNTS ACROSS AND DOWN MAY NOT EQUAL DUE TO ROUNDING.

SUMMARY BY SECTION BY DEPARTMENT
(FOR INFORMATION ONLY)

SPB 7040 FY 2013-14
(\$ IN MILLIONS)

	GENERAL REVENUE	LOTTERY	PECO	TOBACCO	OTHER TRUST	ALL FUNDS	POSITIONS
OPERATING							
SECTION 6 - GENERAL GOVERNMENT							
GOVERNOR, EXECUTIVE OFFICE...	20.6	.0	.0	.0	318.5	339.1	429.00
HIWAY SAFETY/MTR VEH, DEPT...	.0	.0	.0	.0	419.0	419.0	4,422.00
LEGISLATIVE BRANCH.....	192.3	.0	.0	.0	2.4	194.7	.00
LOTTERY, DEPARTMENT OF THE...	.0	.0	.0	.0	154.4	154.4	418.00
MANAGEMENT SRVCS, DEPT OF...	30.4	.0	.0	.0	576.0	606.4	1,314.75
MILITARY AFFAIRS, DEPT OF...	18.1	.0	.0	.0	43.2	61.3	418.00
PUBLIC SERVICE COMMISSION...	.0	.0	.0	.0	24.9	24.9	293.00
REVENUE, DEPARTMENT OF.....	198.7	.0	.0	.0	311.3	510.1	5,136.00
STATE, DEPT OF.....	61.0	.0	.0	.0	28.2	89.2	402.00
TOTAL SECTION 6	980.0	.0	.0	.0	3,367.1	4,347.2	18,717.50
SECTION 7 - JUDICIAL BRANCH							
STATE COURT SYSTEM.....	334.0	.0	.0	.0	103.1	437.2	4,322.50
TOTAL SECTION 7	334.0	.0	.0	.0	103.1	437.2	4,322.50
TOTAL OPERATING	26,574.3	1,257.0	.0	379.9	34,739.8	62,951.0	114,601.00
FIXED CAPITAL OUTLAY							
SECTION 1 - EDUCATION ENHANCEMENT							
EDUCATION, DEPT OF.....	.0	371.7	.0	.0	.0	371.7	.00
TOTAL SECTION 1	.0	371.7	.0	.0	.0	371.7	.00
SECTION 2 - EDUCATION (ALL OTHER FUNDS)							
EDUCATION, DEPT OF.....	116.1	.0	924.3	.0	226.3	1,266.7	.00
TOTAL SECTION 2	116.1	.0	924.3	.0	226.3	1,266.7	.00
EDUCATION RECAP							
EDUCATION/EARLY LEARNING...	.0	.0	.0	.0	.0	.0	.00
EDUCATION/PUBLIC SCHOOLS...	.0	.0	.0	.0	.0	.0	.00
EDUCATION/COMM COLLEGES...	.0	.0	.0	.0	.0	.0	.00
EDUCATION/UNIVERSITIES...	.0	.0	.0	.0	.0	.0	.00
EDUCATION/OTHER.....	116.1	371.7	924.3	.0	226.3	1,638.4	.00
TOTAL EDUCATION RECAP	116.1	371.7	924.3	.0	226.3	1,638.4	.00
SECTION 3 - HUMAN SERVICES							
AGENCY/PERSONS WITH DISABL...	1.4	.0	.0	.0	.0	1.4	.00
CHILDREN & FAMILIES.....	4.6	.0	.0	.0	.0	4.6	.00
ELDER AFFAIRS, DEPT OF.....	.3	.0	.0	.0	.0	.3	.00
HEALTH, DEPT OF.....	1.0	.0	.0	.0	13.0	14.0	.00
VETERANS' AFFAIRS, DEPT OF...	.0	.0	.0	.0	2.6	2.6	.00
TOTAL SECTION 3	7.3	.0	.0	.0	15.6	22.9	.00
SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS							
CORRECTIONS, DEPT OF.....	52.5	.0	.0	.0	.0	52.5	.00
JUVENILE JUSTICE, DEPT OF...	9.6	.0	.0	.0	.0	9.6	.00

NOTE: AMOUNTS ACROSS AND DOWN MAY NOT EQUAL DUE TO ROUNDING.

SUMMARY BY SECTION BY DEPARTMENT
(FOR INFORMATION ONLY)

SPB 7040 FY 2013-14
(\$ IN MILLIONS)

	GENERAL REVENUE	LOTTERY	PECO	TOBACCO	OTHER TRUST	ALL FUNDS	POSITIONS
FIXED CAPITAL OUTLAY							
SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS							
TOTAL SECTION 4	62.1	.0	.0	.0	.0	62.1	.00
SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION							
AGRIC/CONSUMER SVCS/COMMR....	.5	.0	.0	.0	1.8	2.3	.00
ENVIR PROTECTION, DEPT OF...	84.2	.0	.0	.0	787.8	872.0	.00
FISH/WILDLIFE CONSERV COMM...	2.5	.0	.0	.0	10.5	13.0	.00
TRANSPORTATION, DEPT OF.....	.0	.0	.0	.0	8,648.3	8,648.3	.00
TOTAL SECTION 5	87.2	.0	.0	.0	9,448.5	9,535.6	.00
SECTION 6 - GENERAL GOVERNMENT							
ECONOMIC OPPORTUNITY.....	.0	.0	.0	.0	3.6	3.6	.00
FINANCIAL SERVICES.....	.0	.0	.0	.0	.2	.2	.00
GOVERNOR, EXECUTIVE OFFICE...	.0	.0	.0	.0	3.0	3.0	.00
HIWAY SAFETY/MTR VEH, DEPT...	.0	.0	.0	.0	4.9	4.9	.00
MANAGEMENT SRVCS, DEPT OF...	6.5	.0	.0	.0	46.3	52.8	.00
MILITARY AFFAIRS, DEPT OF...	15.0	.0	.0	.0	1.0	16.0	.00
STATE, DEPT OF.....	1.4	.0	.0	.0	.0	1.4	.00
TOTAL SECTION 6	22.9	.0	.0	.0	59.0	81.8	.00
SECTION 7 - JUDICIAL BRANCH							
STATE COURT SYSTEM.....	6.2	.0	.0	.0	.0	6.2	.00
TOTAL SECTION 7	6.2	.0	.0	.0	.0	6.2	.00
TOTAL FIXED CAPITAL OUTLAY	301.8	371.7	924.3	.0	9,749.4	11,347.1	.00
OPERATING AND FIXED CAPITAL OUTLAY							
SECTION 1 - EDUCATION ENHANCEMENT							
EDUCATION, DEPT OF.....	.0	1,628.7	.0	.0	.0	1,628.7	.00
TOTAL SECTION 1	.0	1,628.7	.0	.0	.0	1,628.7	.00
SECTION 2 - EDUCATION (ALL OTHER FUNDS)							
EDUCATION, DEPT OF.....	14,298.7	.0	924.3	.0	5,081.4	20,304.4	2,405.25
TOTAL SECTION 2	14,298.7	.0	924.3	.0	5,081.4	20,304.4	2,405.25
EDUCATION RECAP							
EDUCATION/EARLY LEARNING...	556.6	.0	.0	.0	448.2	1,004.8	97.00
EDUCATION/PUBLIC SCHOOLS...	10,442.9	439.6	.0	.0	2,243.4	13,125.9	.00
EDUCATION/COMM COLLEGES...	919.4	180.8	.0	.0	.0	1,100.2	.00
EDUCATION/UNIVERSITIES...	1,915.7	245.7	.0	.0	1,823.8	3,985.2	.00
EDUCATION/OTHER.....	464.2	762.6	924.3	.0	566.1	2,717.1	2,308.25
TOTAL EDUCATION RECAP	14,298.7	1,628.7	924.3	.0	5,081.4	21,933.1	2,405.25

NOTE: AMOUNTS ACROSS AND DOWN MAY NOT EQUAL DUE TO ROUNDING.

SUMMARY BY SECTION BY DEPARTMENT
(FOR INFORMATION ONLY)

SPB 7040 FY 2013-14
(\$ IN MILLIONS)

	GENERAL REVENUE	LOTTERY	PECO	TOBACCO	OTHER TRUST	ALL FUNDS	POSITIONS
OPERATING AND FIXED CAPITAL OUTLAY							
SECTION 3 - HUMAN SERVICES							
AGENCY/HEALTH CARE ADMIN.	5,346.5	.0	.0	153.7	18,290.5	23,790.7	1,655.00
AGENCY/PERSONS WITH DISABL.	479.6	.0	.0	.0	627.9	1,107.6	2,908.00
CHILDREN & FAMILIES.	1,419.3	.0	.0	132.2	1,211.8	2,763.3	11,585.50
ELDER AFFAIRS, DEPT OF.	99.6	.0	.0	.0	161.8	261.4	448.00
HEALTH, DEPT OF.	394.2	.0	.0	93.9	2,266.8	2,755.0	15,798.25
VETERANS' AFFAIRS, DEPT OF.	7.3	.0	.0	.0	84.1	91.4	1,103.50
TOTAL SECTION 3	7,746.6	.0	.0	379.9	22,642.9	30,769.3	33,498.25
SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS							
CORRECTIONS, DEPT OF.	2,048.5	.0	.0	.0	70.1	2,118.6	23,268.00
JUSTICE ADMINISTRATION.	689.6	.0	.0	.0	509.9	1,199.5	10,222.75
JUVENILE JUSTICE, DEPT OF.	351.9	.0	.0	.0	153.8	515.7	3,482.50
LAW ENFORCEMENT, DEPT OF.	88.4	.0	.0	.0	147.0	235.4	1,710.00
LEGAL AFFAIRS/ATTY GENERAL.	41.0	.0	.0	.0	146.9	187.8	1,294.50
PAROLE COMMISSION.	8.3	.0	.0	.0	.1	8.3	122.00
TOTAL SECTION 4	3,227.7	.0	.0	.0	1,037.7	4,265.4	40,099.75
SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION							
AGRIC/CONSUMER SVCS/COMMR.	130.5	.0	.0	.0	1,303.4	1,433.9	3,565.25
ENVIR PROTECTION, DEPT OF.	102.2	.0	.0	.0	1,203.9	1,306.1	3,114.00
FISH/WILDLIFE CONSERV COMM.	27.2	.0	.0	.0	278.0	305.3	2,098.50
TRANSPORTATION, DEPT OF. ....	.0	.0	.0	.0	9,412.8	9,412.8	6,780.00
TOTAL SECTION 5	260.0	.0	.0	.0	12,198.1	12,458.1	15,557.75
SECTION 6 - GENERAL GOVERNMENT							
ADMINISTERED FUNDS.	390.6	.0	.0	.0	252.2	642.7	.00
BUSINESS/PROFESSIONAL REG. ....	.5	.0	.0	.0	134.9	135.4	1,611.25
CITRUS, DEPT OF. ....	.0	.0	.0	.0	61.1	61.1	57.00
ECONOMIC OPPORTUNITY.	44.7	.0	.0	.0	772.1	816.8	1,630.00
FINANCIAL SERVICES.	23.1	.0	.0	.0	272.5	295.6	2,586.50
GOVERNOR, EXECUTIVE OFFICE.	20.6	.0	.0	.0	321.5	342.1	429.00
HIWAY SAFETY/MTR VEH, DEPT. ....	.0	.0	.0	.0	424.0	424.0	4,422.00
LEGISLATIVE BRANCH.	192.3	.0	.0	.0	2.4	194.7	.00
LOTTERY, DEPARTMENT OF THE. ....	.0	.0	.0	.0	154.4	154.4	418.00
MANAGEMENT SRVCS, DEPT OF.	36.9	.0	.0	.0	622.3	659.2	1,314.75
MILITARY AFFAIRS, DEPT OF.	33.1	.0	.0	.0	44.2	77.3	418.00
PUBLIC SERVICE COMMISSION. ....	.0	.0	.0	.0	24.9	24.9	293.00
REVENUE, DEPARTMENT OF.	198.7	.0	.0	.0	311.3	510.1	5,136.00
STATE, DEPT OF.	62.4	.0	.0	.0	28.2	90.6	402.00
TOTAL SECTION 6	1,002.9	.0	.0	.0	3,426.1	4,429.0	18,717.50
SECTION 7 - JUDICIAL BRANCH							
STATE COURT SYSTEM.	340.3	.0	.0	.0	103.1	443.4	4,322.50
TOTAL SECTION 7	340.3	.0	.0	.0	103.1	443.4	4,322.50
TOTAL OPERATING AND FCO	26,876.1	1,628.7	924.3	379.9	44,489.2	74,298.2	114,601.00

NOTE: AMOUNTS ACROSS AND DOWN MAY NOT EQUAL DUE TO ROUNDING.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____

Topic _____

Bill Number SB 7040

Name Jeremy Kudon

Amendment Barcode 995006 (Hays)
(if applicable)

Job Title _____

OIR Study

Address 51 WEST 52ND STREET

Phone _____

Street

New York

NY

10019

City

State

Zip

E-mail _____

Speaking: For Against Information

Representing FORTRESS INVESTMENT GROUP

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/20/11)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SPB 7042

INTRODUCER: For consideration by the Appropriations Committee

SUBJECT: Implementing the 2013-2014 General Appropriations Act

DATE: April 3, 2013

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	McSwain	Hansen		Submitted as committee bill
2.				
3.				
4.				
5.				
6.				

I. Summary:

SPB 7042 provides the statutory authority necessary to implement and execute the General Appropriations Act for Fiscal Year 2013-2014. Statutory changes are temporary and expire on July 1, 2014.

The bill substantially amends the following sections of the Florida Statutes: 29.008, 110.123, 110.12315, 112.24, 215.18, 216.262, 216.292, 259.105, 335.065, 339.08, 339.135, 373.59, 375.041, 403.7095, and 932.7055.

This bill substantially amends chapter 2012-119, Laws of Florida.

The bill reenacts the following sections of the Florida Statutes: 110.12315, 215.32, and 215.5601(4)(b).

This bill repeals section 53, chapter 2012-119, Laws of Florida.

II. Present Situation:

Article III, section 12 of the Florida Constitution provides that “[l]aws making appropriations for salaries of public officers and other current expenses of the state shall contain provisions on no other subject.” This language has been interpreted to defeat proviso language attached to appropriations that have the effect of changing general law.¹ For this reason, when general law changes are required to effectuate appropriations, those changes are placed in a general bill

¹ *Brown v. Firestone*, 382 So.2d 654 (Fla. 1980); *Chiles v. Milligan*, 659 So.2d 1055 (Fla. 1995).

implementing the appropriations act instead of in the general appropriations act. The statutory changes are effective only for one year and either expire on July 1 of the next fiscal year or the language of the amended statute reverts that which existed before the changes made by the bill.

III. Effect of Proposed Changes:

Section 1 provides legislative intent that the implementing and administering provisions of this act apply to the General Appropriations Act for Fiscal Year 2013-14.

Section 2 incorporates the Florida Education Finance Program (FEFP) work papers by reference for the purpose of displaying the calculations used by the Legislature

Section 3 amends s. 216.292, F.S., to authorize the transfer of fixed capital outlay appropriations for public schools between appropriation categories upon approval of the Executive Office of the Governor.

Section 4 adopts by reference a document, "Medicaid Supplemental Hospital Funding Programs," for the purpose of displaying the calculations used by the Legislature in making appropriations for the Low Income Pool and Disproportionate Share Hospital programs and adjustments to hospital reimbursements specified in the General Appropriations Act.

Section 5 provides that, notwithstanding any other law, the Department of Children and Families may not require managing entities contracting with the department under s. 394.9082, F. S., to conduct provider network procurements during the 2013-2014 fiscal year. The Department of Children and Families is required to amend its contracts with each managing entity, if necessary, to remove contractual provisions that have the effect of requiring a managing entity to conduct a provider network procurement during the 2013-2014 fiscal year.

Section 6 provides requirements to govern the completion of Phase 3 of the Department of Health's Florida Onsite Sewage Nitrogen Strategies Study. State agencies are prohibited from implementing regulations with higher standards than those currently in place until Phase 3 of the department's Florida Onsite Sewage Nitrogen Reduction Strategies Study is completed.

Section 7 provides that the Agency for Persons with Disabilities, when moving persons from the wait list and into waiver services, will: (a) give top priority to individuals in category 1, which includes clients deemed in crisis; (b) move individuals in category 2 into waiver services upon a finalized adoption with placement in a family home, reunification with family members with placement in a family home, or permanent placement with a relative in a family home; and (c) move individuals in category 3 or 4 into waiver services using the agency's Wait List Prioritization Tool, dated March 15, 2013, to the extent funds are available. Individuals remaining on the wait list will be deemed not to have been substantially affected by agency action and, therefore, will not be entitled to a hearing under s. 393.125, F.S., or to an administrative proceeding under ch. 120, F.S.

Section 8 amends s. 216.262, F.S. to allow the Executive Office of the Governor to request additional positions and appropriations from unallocated general revenue during the 2013-2014 fiscal year for the Department of Corrections if the actual inmate population of the department exceeds the inmate population projections of the February 19, 2013 Criminal Justice Estimating Conference by 1 percent for 2 consecutive months or 2 percent for any month. The additional positions and appropriations must be approved by the Legislative Budget Commission.

Section 9 authorizes Department of Legal Affairs to expend appropriated funds in specific appropriations on the same programs that were funded by the department pursuant to specific appropriations made in general appropriations acts in prior years.

Section 10 amends s. 932.7055, F.S. to extend for another year the authorization for a municipality to expend funds in a special law enforcement trust fund to reimburse the general fund of the municipality for moneys advanced from the general fund to the special law enforcement trust fund prior to October 1, 2001.

Section 11 limits the Department of Juvenile Justice's reimbursements for health care services to 110 percent of Medicare allowable rates.

Section 12 authorizes the Chief Justice of the Supreme Court to secure a trust fund loan during the 2013-2014 fiscal year to ensure that the state court system has funds sufficient to meet its appropriations.

Section 13 provides, notwithstanding section 28.2455, F.S., that funds remaining in the Clerks of Court Trust Fund may not be transferred to the General Revenue Fund at the end of the fiscal year and will remain available for clerks of court for fiscal year 2013-2014 expenditures.

Section 14 amends s. 29.008, F.S. to provide that counties are exempt from the statutory requirement to increase expenditures each year by 1.5 percent for court-related functions.

Section 15 establishes performance benchmarks and reporting requirements for the Department of Corrections and imposes penalties for noncompliance during Fiscal Year 2013-2014. Specifically, this section requires that the department implement, and report the progress related to, all proviso language included in the General Appropriations Act; submit progress reports concerning the outsourcing of the health services functions, including associated staffing and estimated and actual savings; monitor and report the vacancy rates of institutions; report the status of procurements exceeding \$100,000; implement an electronic time and attendance system; monitor and report the number of inmates eligible for and/or transferred to work release facilities and the status of inmate identification cards. This section requires quarterly reporting by the department to the Governor, President of the Senate and Speaker of the House of Representatives, and imposes penalties upon the department's senior management for noncompliance with specific benchmarks.

Section 16 authorizes the Department of Management Services to use interest earnings from the Communications Working Capital Trust Fund as the funding source for its responsibilities related to the MyFlorida.com portal.

Section 17 requires DMS and agencies to utilize a tenant broker to renegotiate private lease agreements, in excess of 2,000 square feet, expiring between July 1, 2013 and June 30, 2015.

Section 18 provides that funds available in the Audit and Warrant Clearing Trust Fund for subsequent distribution to the General Revenue Fund will be available to the tax collection service provider who shall make the interest payment required by s. 443.131(5), F.S., to the Federal Government in the amount directed by the Governor.

Section 19 provides that revenues in the Land Acquisition Trust Fund within the Department of Environmental Protection are authorized to support the Total Maximum Daily Loads and Everglades Restoration programs.

Section 20 provides that \$3 million from the Water Management Lands Trust Fund within the Department of Environmental Protection be distributed to the Suwannee River Water Management District for springs restoration and protection projects; authorizes the transfer of funds from the Water Management Lands Trust Fund to the Save Our Everglades Trust Fund within the Department of Environmental Protection for Everglades Restoration.

Section 21 clarifies that the recurring \$12,000,000 from the General Revenue Fund and the recurring \$20,000,000 from the Water Management Trust Fund appropriated to the Department of Environmental Protection for the Restoration Strategies Regional Water Quality Plan contained Committee Substitute for Senate Bill 768, or similar legislation enacted during the 2013 Regular Session of the Legislature, be deposited into the Save Our Everglades Trust Fund in the department to implement Specific Appropriation 1600 of the 2013-2014 General Appropriations Act.

Section 22 requires the Department of Environmental Protection (DEP) to award \$2,400,000 of grant funds equally to counties having populations of fewer than 100,000 for waste tire, litter prevention, recycling education, and general solid waste programs.

Section 23 provides that \$10,000,000 from the Florida Forever Trust Fund within the Department of Environmental Protection is distributed only to the Division of State Lands for land acquisition projects that provide conservation lands to protect the state's military installations against encroachment.

Section 24 amends s. 339.135(4) and (5), F.S., to authorize the Department of Transportation to use appropriated funds for costs of land acquisition, design and construction of multi-use trails, and specifies that these funds are not subject to the geographic equity requirements of equal parts of population and motor fuel tax collections, and that funds specifically appropriated for this purpose may not reduce, delete or defer any existing project funded as of July 1, 2013.

Section 25 creates subsection (4) of s. 335.065, F.S., to authorize the Department of Transportation, notwithstanding any other law, to use appropriated funds for the purpose of acquisition, design and construction of multi-use trails of statewide significance.

Section 26 creates subsection (1)(n) of s. 339.08, F.S., to allow the Department of Transportation to pay for administrative expenses of certain multicounty transportation authorities that incur expenses in furtherance of the provisions of ch. 2012-174, L.O.F.

Section 27 authorizes the Executive Office of the Governor to transfer funds between departments in order to align the budget authority granted to pay each department's risk management insurance.

Section 28 authorizes the Executive Office of the Governor to transfer funds in the appropriation category "Special Categories-Transfer to Department of Management Services-Human Resources Services Purchased Per Statewide Contract" of the 2013-2014 General Appropriations Act between departments in order to align the budget authority granted with the assessments that must be paid by each agency to the Department of Management Services for human resources management services.

Section 29 amends s. 110.123, F.S. to set the state's monthly contribution for health savings accounts for the 2013-2014 fiscal year at the same levels used for the 2012-2013 fiscal year.

Section 30 amends s. 112.24, F.S. to provide that the reassignment of an employee of a state agency may be made if recommended by the Governor or Chief Justice, as appropriate, and approved by the chairs of the Senate and House appropriations committees. Such actions shall be deemed approved if neither chair provides written notice of objection within 14 days after receiving notice of the action pursuant to s. 216.177, F.S.

Section 31 provides that legislative salaries will remain at the same level in effect on July 1, 2010.

Sections 32 and 33 amend s. 215.32(2)(b), F.S., in order to implement the transfer of moneys to the General Revenue Fund from trust funds in the 2013-2014 General Appropriations Act.

Sections 34 and 35 reenact s. 215.5601, F.S. relating to investment objectives of The Lawton Chiles Endowment Fund and authorize the transfer of funds from the endowment to the General Revenue Fund.

Section 36 provides that, in order to implement the issuance of new debt authorized in the 2013-2014 General Appropriations Act, and pursuant to the requirements of s. 215.98, F.S., the Legislature determines that the authorization and issuance of debt for the 2013-2014 fiscal year should be implemented and is in the best interest of the state and necessary to address a critical state emergency.

Section 37 provides that funds appropriated for travel by state employees shall be limited to travel for activities that are critical to each state agency's mission. The section prohibits funds from being used to travel to foreign countries, other states, conferences, staff-training or other administrative functions unless the agency head approves in writing that the activities are critical to the agency's mission. The section requires the agency head to consider use of

teleconferencing and electronic communication to meet the needs of an activity before approving travel.

Section 38 provides that an agency may transfer funds from the data processing appropriation categories to another appropriation category based on changes to the data center consolidation schedule.

Section 39 provides that the Governor is authorized to transfer funds appropriated in any appropriation category used to pay for data processing in the General Appropriations Act between agencies in order to align the budget authority granted with the utilization rate of each department.

Section 40 and 41 amend s. 110.12315, F.S., to modify copayments consistent with decisions that have been made in the GAA. The sections authorize the Department of Management Services to implement a 90-day supply limit program for certain maintenance drugs as determined by the department at retail pharmacies participating in the program if the department determines it to be in the best financial interest of the state.

Section 42 specifies that no section will take effect if the appropriations or proviso to which it relates are vetoed.

Section 43 provides that a permanent change made by another law to any of the same statutes amended by this bill takes precedence over the provision in this bill.

Section 44 provides a severability clause.

Section 45 provides an effective date.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

Because this bill implements provisions of the General Appropriations Act for Fiscal Year 2013-2014, there are no direct fiscal impacts created by this bill.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

FOR CONSIDERATION By the Committee on Appropriations

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1 A bill to be entitled
 2 An act relating to implementing the General
 3 Appropriations Act; providing legislative intent;
 4 incorporating by reference certain calculations of the
 5 Florida Education Finance Program for the 2013-2014
 6 fiscal year; amending s. 216.292, F.S.; authorizing
 7 the transfer of funds between appropriation categories
 8 to fund fixed capital outlay projects for charter
 9 schools upon certain approval; incorporating by
 10 reference certain calculations of the Medicaid Low-
 11 Income Pool, Disproportionate Share Hospital, and
 12 Hospital Exemptions Programs for the 2013-2014 fiscal
 13 year; prohibiting the Department of Children and
 14 Families from requiring managing entities to conduct
 15 provider network procurement during the next fiscal
 16 year; providing requirements governing the
 17 continuation of Phase 3 of the Department of Health's
 18 Florida Onsite Sewage Nitrogen Reduction Strategies
 19 Study; specifying certain prohibitions before
 20 completion of the study; prioritizing which categories
 21 of individuals on the Agency for Persons with
 22 Disabilities wait list will be offered a slot on the
 23 Medicaid home and community-based waiver programs;
 24 providing that individuals remaining on the wait list
 25 are not entitled to an administrative proceeding;
 26 amending s. 216.262, F.S.; authorizing the Department
 27 of Corrections to submit a budget amendment for
 28 additional positions to operate additional prison bed
 29 capacity under certain circumstances; authorizing the

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30 Department of Legal Affairs to spend certain
 31 appropriated funds on programs that were funded by the
 32 department from specific appropriations in general
 33 appropriations acts in previous years; amending s.
 34 932.7055, F.S.; authorizing a municipality to expend
 35 funds from its special law enforcement trust fund to
 36 reimburse the municipality's general fund; requiring
 37 the Department of Juvenile Justice to comply with
 38 specified reimbursement limitations with respect to
 39 payments to hospitals or health care providers for
 40 health care services; authorizing certain payments
 41 pursuant to a contracted rate only until the contract
 42 expires or is renewed; defining the term "hospital"
 43 for purposes of such limitations; amending s. 215.18,
 44 F.S.; providing for trust fund loans to the state
 45 court system sufficient to meet its appropriation;
 46 providing that any funds remaining in the Clerks of
 47 the Court Trust Fund remain available to the clerks;
 48 amending s. 29.008, F.S., relating to county funding
 49 of court-related functions; providing counties with an
 50 exemption from the requirement to annually increase
 51 certain expenditures by a specified percentage;
 52 providing performance and reporting requirements for
 53 the Department of Corrections relating to the
 54 implementation of proviso language in the
 55 appropriations act; providing salary sanctions for
 56 failing to meet those requirements; requiring the
 57 Department of Management Services to use certain
 58 interest earnings to fund the administration of the

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59 MyFlorida.com portal; directing the Department of
 60 Management Services to use a tenant broker to
 61 renegotiate certain leases and provide a report to the
 62 Executive Office of the Governor and the Legislature;
 63 authorizing funds available in the Audit and Warrant
 64 Clearing Trust Fund to be available for certain
 65 interest payments to the Federal Government; amending
 66 s. 375.041, F.S.; providing for the transfer of moneys
 67 from the Land Acquisition Trust Fund to support the
 68 Total Maximum Daily Loads Program; providing for the
 69 transfer of moneys in the Land Acquisition Trust Fund
 70 to the Save Our Everglades Trust Fund for Everglades
 71 restoration; amending s. 373.59, F.S.; revising the
 72 allocation of moneys from the Water Management Lands
 73 Trust Fund; amending s. 403.7095, F.S.; requiring the
 74 Department of Environmental Protection to award a
 75 specified amount in grants to certain counties for
 76 solid waste programs; amending s. 259.105, F.S.;
 77 providing that certain funds in the Florida Forever
 78 Trust Fund be distributed to the Division of State
 79 Lands for certain Board of Trustees Florida Forever
 80 Priority List land acquisition projects; amending s.
 81 339.135, F.S.; authorizing the Department of
 82 Transportation to use appropriated funds for land
 83 acquisition, design, and construction of multiuse
 84 trails and related facilities; amending s. 335.065,
 85 F.S.; authorizing the Department of Transportation to
 86 use certain funds for the acquisition and development
 87 of a system of interconnected multi-use trails;

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88 amending s. 339.08, F.S.; authorizing the Department
 89 of Transportation to expend funds to pay certain
 90 administrative costs of the multicounty transportation
 91 authority established under ch. 343, F.S.; authorizing
 92 the Executive Office of the Governor to transfer funds
 93 between departments for purposes of aligning amounts
 94 paid for risk management premiums and for purposes of
 95 aligning amounts paid for human resource management
 96 services; amending s. 110.123, F.S., relating to the
 97 state group insurance program; providing the amounts
 98 of the state's monthly contribution; amending s.
 99 112.24, F.S.; providing conditions on the assignment
 100 of an employee of a state agency; providing that the
 101 annual salary of the members of the Legislature be
 102 maintained at a specified level; reenacting s. 215.32,
 103 F.S.; relating to the source and use of certain trust
 104 funds; reenacting s. 215.5601(4)(b), F.S., relating to
 105 the administration of the Lawton Chiles Endowment
 106 Fund; providing a legislative determination that the
 107 issuance of new debt is in the best interests of the
 108 state and necessary to address a critical state
 109 emergency; limiting the use of travel funds to
 110 activities that are critical to an agency's mission;
 111 providing exceptions; authorizing certain agencies to
 112 request the transfer of resources between Data
 113 Processing Services appropriation categories and
 114 appropriation categories for operation based upon
 115 changes to the data center services consolidation
 116 schedule; authorizing the Executive Office of the

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117 Governor to transfer funds for use by the state's
 118 designated primary data centers; reenacting and
 119 amending s. 110.12315, F.S., relating to the state
 120 employee prescription drug program; updating
 121 provisions specifying copayment amounts; repealing
 122 section 53, Laws of Florida, providing for the
 123 reversion of provisions relating to the prescription
 124 drug program to the 2010 statutes; providing for
 125 reversion of statutory text of certain provisions;
 126 providing for the effect of a veto of one or more
 127 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 for severability; providing
 132 effective dates.

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 2013-2014 fiscal year.

139 Section 2. In order to implement Specific Appropriations 7,
 140 8, 9, 87, and 88 of the 2013-2014 General Appropriations Act,
 141 the calculations of the Florida Education Finance Program for
 142 the 2013-2014 fiscal year in the document entitled "Public
 143 School Funding-The Florida Education Finance Program," dated
 144 _____ , 2013, and filed with the Secretary of the Senate, are
 145 incorporated by reference for the purpose of displaying the

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146 calculations used by the Legislature, consistent with the
 147 requirements of state law, in making appropriations for the
 148 Florida Education Finance Program. This section expires July 1,
 149 2014.

150 Section 3. In order to implement Specific Appropriation 0A
 151 of the 2013-2014 General Appropriations Act, paragraph (c) of
 152 subsection (3) of section 216.292, Florida Statutes, is amended
 153 to read:

154 216.292 Appropriations nontransferable; exceptions.—

155 (3) The following transfers are authorized with the
 156 approval of the Executive Office of the Governor for the
 157 executive branch or the Chief Justice for the judicial branch,
 158 subject to the notice and objection provisions of s. 216.177:

159 (c) The transfer of appropriations for fixed capital outlay
 160 from the Survey Recommended Needs-Public Schools appropriation
 161 category to the Maintenance, Repair, Renovation and Remodeling
 162 appropriation category. The allocation of transferred funds must
 163 be in accordance with s. 1013.62. This paragraph expires July 1,
 164 2014 ~~2013~~.

165 Section 4. In order to implement Specific Appropriations
 166 202, 208 through 210, and 213 of the 2013-2014 General
 167 Appropriations Act, the calculations of the Medicaid Low-Income
 168 Pool, Disproportionate Share Hospital, and Hospital Exemptions
 169 Programs for the 2013-2014 fiscal year in the document entitled
 170 "Medicaid Supplemental Hospital Funding Programs," dated _____ ,
 171 2013, and filed with the Secretary of the Senate, are
 172 incorporated by reference for the purpose of displaying the
 173 calculations used by the Legislature, consistent with the
 174 requirements of state law, in making appropriations for the

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175 Medicaid Low-Income Pool, Disproportionate Share Hospital, and
 176 Hospital Exemptions Programs. This section expires July 1, 2014.

177 Section 5. In order to implement Specific Appropriations
 178 352A through 369A and 374 through 377 of the 2013-2014 General
 179 Appropriations Act and, notwithstanding any other law, in order
 180 to provide consistency and continuity in the provision of mental
 181 health and substance abuse treatment services to individuals
 182 throughout the state, the Department of Children and Families
 183 may not require managing entities contracting with the
 184 department under s. 394.9082, Florida Statutes, to conduct
 185 provider network procurements during the 2013-2014 fiscal year.
 186 The department shall amend its contracts with each managing
 187 entity, if necessary, to remove contractual provisions that have
 188 the effect of requiring a managing entity to conduct a provider
 189 network procurement during the 2013-2014 fiscal year. This
 190 section expires July 1, 2014.

191 Section 6. (1) In order to implement Specific Appropriation
 192 493 of the 2013-2014 General Appropriations Act, the following
 193 requirements govern the continuation of Phase 3 of the
 194 Department of Health's Florida Onsite Sewage Nitrogen Reduction
 195 Strategies Study:

196 (a) The Department of Health's underlying contract for the
 197 study remains in full force and effect and funding for
 198 continuation of Phase 3 is provided through the department.

199 (b) The Department of Health's Research Review and Advisory
 200 Committee and the Department of Environmental Protection shall
 201 work together to provide the necessary technical oversight of
 202 the continuation of Phase 3.

203 (c) Management and oversight of the continuation of Phase 3

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204 must be consistent with the terms of the existing contract.
 205 However, the main focus and priority to be completed during
 206 Phase 3 is testing and recommending cost-effective passive
 207 technology design criteria for nitrogen reduction.
 208 Notwithstanding any other law, before Phase 3 is completed, a
 209 state agency may not adopt or implement a rule or policy that:
 210 1. Mandates, establishes, or implements more restrictive
 211 nitrogen reduction standards to existing or new onsite sewage
 212 treatment systems or modification of such systems; or
 213 2. Directly or indirectly, such as through an
 214 administrative order developed by the Department of
 215 Environmental Protection as part of a basin management action
 216 plan adopted pursuant to s. 403.067, Florida Statutes, requires
 217 the use of performance-based treatment systems or similar
 218 technology. However, more restrictive nitrogen reduction
 219 standards for onsite systems may be required through a basin
 220 management action plan if such plan is phased in after
 221 completion of Phase 3.

222 (2) This section expires July 1, 2014.

223 Section 7. (1) In order to implement Specific Appropriation
 224 267 of the 2013-2014 General Appropriations Act, and
 225 notwithstanding s. 393.065(5), Florida Statutes, individuals
 226 from the Medicaid home and community-based waiver programs wait
 227 list shall be offered a slot on the waiver as follows:

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

231 (b) Individuals in category 2, upon a finalized adoption
 232 with placement in the family home, reunification with family

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233 members with placement in a family home, or permanent placement
 234 with a relative in a family home, shall be moved to the waiver.

235 (c) In selecting individuals in category 3 or category 4,
 236 the Agency for Persons with Disabilities shall use the Agency
 237 for Persons with Disabilities Wait List Prioritization Tool,
 238 dated March 15, 2013. Those individuals whose needs score
 239 highest on the Wait List Prioritization Tool shall be moved to
 240 the waiver during the 2013-2014 fiscal year, to the extent funds
 241 are available.

242 (2) Upon the placement of individuals on the waiver
 243 pursuant to subsection (1), individuals remaining on the wait
 244 list are deemed not to have been substantially affected by
 245 agency action and are, therefore, not entitled to a hearing
 246 under s. 393.125, Florida Statutes, or administrative proceeding
 247 under chapter 120, Florida Statutes.

248 Section 8. In order to implement Specific Appropriations
 249 602 through 678 and 701 through 736 of the 2013-2014 General
 250 Appropriations Act, subsection (4) of section 216.262, Florida
 251 Statutes, is amended to read:

252 216.262 Authorized positions.—

253 (4) Notwithstanding the provisions of this chapter relating
 254 to increasing the number of authorized positions, and for the
 255 2013-2014 ~~2012-2013~~ fiscal year only, if the actual inmate
 256 population of the Department of Corrections exceeds the inmate
 257 population projections of the February 19, 2013 ~~December 14,~~
 258 ~~2011~~, Criminal Justice Estimating Conference by 1 percent for 2
 259 consecutive months or 2 percent for any month, the Executive
 260 Office of the Governor, with the approval of the Legislative
 261 Budget Commission, shall immediately notify the Criminal Justice

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262 Estimating Conference, which shall convene as soon as possible
 263 to revise the estimates. The Department of Corrections may then
 264 submit a budget amendment requesting the establishment of
 265 positions in excess of the number authorized by the Legislature
 266 and additional appropriations from unallocated general revenue
 267 sufficient to provide for essential staff, fixed capital
 268 improvements, and other resources to provide classification,
 269 security, food services, health services, and other variable
 270 expenses within the institutions to accommodate the estimated
 271 increase in the inmate population. All actions taken pursuant to
 272 this subsection are subject to review and approval by the
 273 Legislative Budget Commission. This subsection expires July 1,
 274 2014 ~~2013~~.

275 Section 9. In order to implement Specific Appropriations
 276 1273 and 1274 of the 2013-2014 General Appropriations Act, the
 277 Department of Legal Affairs may expend appropriated funds in
 278 those specific appropriations on the same programs that were
 279 funded by the department pursuant to specific appropriations
 280 made in general appropriations acts in previous years. This
 281 section expires July 1, 2014.

282 Section 10. In order to implement Specific Appropriations
 283 1211 and 1216 of the 2013-2014 General Appropriations Act,
 284 paragraph (d) of subsection (4) of section 932.7055, Florida
 285 Statutes, is amended to read:

286 932.7055 Disposition of liens and forfeited property.—

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

289 (d) Notwithstanding any other provision of this subsection,
 290 and for the 2013-2014 ~~2012-2013~~ fiscal year only, the funds in a

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 291 special law enforcement trust fund established by the governing
 292 body of a municipality may be expended to reimburse the general
 293 fund of the municipality for moneys advanced from the general
 294 fund to the special law enforcement trust fund before October 1,
 295 2001. This paragraph expires July 1, 2014 ~~2013~~.

296 Section 11. (1) In order to implement Specific
 297 Appropriations 1076, 1081, 1082, 1129, 1130, 1134, 1135, 1137,
 298 1141, 1142, 1145, 1146, 1147, 1158, and 1163 of the 2013-2014
 299 General Appropriations Act, the Department of Juvenile Justice
 300 must comply with the following reimbursement limitations:

301 (a) Payments to a hospital or a health care provider may
 302 not exceed 110 percent of the Medicare allowable rate for any
 303 health care services provided if there is no contract between
 304 the department and the hospital or the health care provider
 305 providing services at a hospital;

306 (b) The department may continue to make payments for health
 307 care services at the currently contracted rates through the
 308 current term of the contract if a contract has been executed
 309 between the department and a hospital or a health care provider
 310 providing services at a hospital; however, payments may not
 311 exceed 110 percent of the Medicare allowable rate after the
 312 current term of the contract expires or after the contract is
 313 renewed during the 2013-2014 fiscal year;

314 (c) Payments may not exceed 110 percent of the Medicare
 315 allowable rate under a contract executed on or after July 1,
 316 2013, between the department and a hospital or a health care
 317 provider providing services at a hospital;

318 (d) Notwithstanding paragraphs (a)-(c), the department may
 319 pay up to 125 percent of the Medicare allowable rate for health

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 320 care services at a hospital that reports or has reported a
 321 negative operating margin for the previous fiscal year to the
 322 Agency for Health Care Administration through hospital-audited
 323 financial data; and

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

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

329 (3) This section expires July 1, 2014.

330 Section 12. In order to implement section 7 of the 2013-
 331 2014 General Appropriations Act, subsection (2) of section
 332 215.18, Florida Statutes, is amended to read:

333 215.18 Transfers between funds; limitation.-

334 (2) The Chief Justice of the Supreme Court may receive one
 335 or more trust fund loans to ensure that the state court system
 336 has funds sufficient to meet its appropriations in the 2013-2014
 337 ~~2012-2013~~ General Appropriations Act. If the Chief Justice
 338 accesses the loan, he or she must notify the Governor and the
 339 chairs of the legislative appropriations committees in writing.
 340 The loan must come from other funds in the State Treasury which
 341 are for the time being or otherwise in excess of the amounts
 342 necessary to meet the just requirements of ~~the such~~ last-
 343 mentioned funds. The Governor shall order the transfer of funds
 344 within 5 days after the written notification from the Chief
 345 Justice. If the Governor does not order the transfer, the Chief
 346 Financial Officer shall transfer the requested funds. The loan
 347 of funds from which any money is temporarily transferred must be
 348 repaid by the end of the 2013-2014 ~~2012-2013~~ fiscal year. This

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349 subsection expires July 1, 2014 ~~2013~~.

350 Section 13. In order to implement Specific Appropriation
 351 769 of the 2013-2014 General Appropriations Act, and
 352 notwithstanding s. 28.2455, Florida Statutes, any funds
 353 remaining in the Clerks of Court Trust Fund may not be
 354 transferred to the General Revenue Fund and remain available to
 355 the clerks of court for expenditures during the 2013-2014 fiscal
 356 year. This section shall take effect upon this act becoming a
 357 law and expires July 1, 2014.

358 Section 14. In order to implement section 7 of the 2013-
 359 2014 General Appropriations Act, paragraph (c) of subsection (4)
 360 of section 29.008, Florida Statutes, is amended to read:

361 29.008 County funding of court-related functions.—

362 (4)

363 (c) Counties are exempt from all requirements and
 364 provisions of paragraph (a) for the 2013-2014 ~~2012-2013~~ fiscal
 365 year. Accordingly, for the 2013-2014 ~~2012-2013~~ fiscal year,
 366 counties shall maintain, but are not required to increase, their
 367 expenditures for the items specified in paragraphs (1) (a)-(h)
 368 and subsection (3). The requirements described in paragraph (a)
 369 shall be reinstated beginning with the 2014-2015 ~~2013-2014~~
 370 fiscal year. This paragraph expires July 1, 2014 ~~2013~~.

371 Section 15. (1) In order to implement Specific
 372 Appropriations 602 through 736 of the 2013-2014 General
 373 Appropriations Act, the Department of Corrections must comply
 374 with the following performance and reporting requirements:

375 (a) Proviso language.—

376 1. The department shall provide a report summarizing the
 377 department's implementation of proviso language from Specific

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378 Appropriations 602 through 736 which includes, but is not
 379 limited to, the total amount of expenditures; vendor and
 380 contractual information, including award dates and current
 381 status of procurements; the total number of full-time employees
 382 (FTEs) funded through the proviso; the number of inmates or
 383 offenders, and a list of facilities receiving services. The
 384 department shall provide specific reasons for not implementing
 385 any proviso language.

386 2. If the reports required pursuant to subparagraph 1. do
 387 not demonstrate a change in the reported status toward
 388 implementation of each separate proviso for 2 consecutive
 389 calendar quarters, the department is in noncompliance with this
 390 performance requirement.

391 (b) Health services.—The department shall report the
 392 following information related to the provision of correctional
 393 health care services:

394 1. The status of all health services outsourcing
 395 initiatives, including the timeline and estimated cost savings.

396 2. The status and estimated savings for the 340B Program,
 397 including prior estimates of savings, actual savings, and
 398 estimated future savings.

399 3. The adequacy of health care, including, but not limited
 400 to, inmate grievances, contract monitoring, external agency
 401 reviews, and audit findings.

402 4. For the department's Office of Health Services, a
 403 listing of position resignations, retirements, and transfers,
 404 and the number of positions vacant for more than 60 days, by
 405 title and facility. The department should include an explanation
 406 for any positions that remain unfilled for 90 days or longer.

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407 5. The ratio of contracted or temporary employee hours to
 408 the total hours worked for the reporting period.

409 (c) Staffing.-The department shall report the following
 410 information related to security and managerial staffing:

411 1. The number of security position resignations,
 412 terminations, retirements, and transfers; the number of security
 413 officers hired, including the number hired in trainee status;
 414 the average number of vacant security positions per day; and the
 415 total number of certified correctional officers, trainees, and
 416 vacancies by institution at the end of each month.

417 2. The identification of any institution that exceeded a 10
 418 percent vacancy rate for its security positions or that had more
 419 than 10 percent of its security officers in trainee status at
 420 any time during the month, as well as any other security
 421 staffing issues or concerns that the department has experienced
 422 for all other institutions.

423 3. The number of selected exempt service (SES) and senior
 424 management service (SMS) position resignations, retirements, and
 425 transfers by position title; the number of SES and SMS personnel
 426 hired by position title; the average number of vacant positions
 427 per day; and the total number of SES and SMS positions filled
 428 and vacant, by location, at the end of each month.

429 (d) Procurement of contractual services.-The department
 430 shall report the following information related to the
 431 procurement of contractual services:

432 1. The date of issuance, type, and description of any
 433 procurement mechanisms, including, but not limited to,
 434 invitation to bid (ITB), request for proposal (RFP), or
 435 invitation to negotiate (ITN); the number of responding bidders;

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436 the dates of past and upcoming scheduled actions; the status and
 437 related cause of any bid protests; the anticipated award date,
 438 plus explanation, if this has changed since the previous
 439 quarterly report, for each procurement of contractual services
 440 of more than \$100,000 and not yet awarded as of June 30, 2013.

441 The department must also include internet links to all available
 442 supporting documentation available on the Vendor Bid System. If
 443 no action has been taken on a procurement, the department must
 444 give a reason for the lack of action.

445 2. The department shall procure an electronic time and
 446 attendance system; develop, with the successful vendor, a
 447 timetable that will implement the system on a quarterly basis
 448 beginning with twelve major institutions by December 31, 2013,
 449 and complete implementation at all other major institutions by
 450 June 30, 2014; complete implementation at the twelve major
 451 institutions by December 31, 2013; and complete implementation
 452 of the system at all other major institutions by June 30, 2014.
 453 The department may submit budget amendments as required to
 454 comply with this benchmark.

455 3. The department's food service per diem.

456 (e) Identification cards for inmates.-

457 1. The department shall report the following information
 458 related to state identification cards:

459 a. The number of inmates released from facilities per
 460 month.

461 b. The number of inmates transferred to public and private
 462 work release centers per month.

463 c. The number of inmates eligible for, but not housed in,
 464 work release facilities.

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465 d. The number and percentage of inmates released or
 466 transferred per month without valid Florida identification
 467 cards, social security cards, or birth certificates.

468 2. The number and percentage of inmates released each
 469 quarter without identification must be 10 percent less than the
 470 number of inmates released the preceding quarter without
 471 identification.

472 (f) Work release and reentry.-

473 1. The department shall report the following information
 474 related to inmates transferred to public and private work
 475 release centers and to reentry initiatives:

476 a. The number and percentage of inmates in work release
 477 centers and reentry programs categorized by the length of time,
 478 in months, from the date of transfer or entrance to the
 479 forecasted release date.

480 b. The number and percentage of work release inmates
 481 employed by facility.

482 c. The number of escapes and the number of inmates returned
 483 to secure facilities.

484 2. The number of employed work release inmates must
 485 increase each quarter as compared to the number of employed work
 486 release inmates during the preceding quarter.

487 (g) Performance Reports.-The department shall provide all
 488 performance reports required under this section to the Governor,
 489 the President of the Senate, and the Speaker of the House of
 490 Representatives quarterly, by September 30, 2013, December 31,
 491 2013, March 31, 2014, and June 30, 2014.

492 (h) Compliance.-

493 1. If the department does not meet the benchmarks in

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494 subparagraphs (a)2., (d)2., (e)2., and (f)2. in a quarter or
 495 fails to timely submit a complete report as required by
 496 paragraph (g), the salary of each employee of the department who
 497 is in Pay Plan 09, excluding those employees whose primary
 498 responsibility is overseeing the health services provided to
 499 inmates, shall be reduced by 10 percent for each quarter. Once a
 500 10 percent reduction takes effect that reduction shall continue
 501 in effect for all subsequent pay periods for the remainder of
 502 the 2013-2014 fiscal year.

503 2. With respect to the report due by September 30, 2013,
 504 the reductions are effective for the first pay period that
 505 begins on or after January 1, 2014; with respect to the report
 506 due by December 31, 2013, the reductions are effective for the
 507 first pay period that begins on or after April 1, 2014.

508 3. For the third quarter of the 2013-2014 fiscal year, 10
 509 percent of the total salaries of all employees of the department
 510 who are in Pay Plan 09, excluding those employees whose primary
 511 responsibility is overseeing health services provided to
 512 inmates, shall be placed in reserve. For the fourth quarter of
 513 the 2013-2014 fiscal year, 20 percent of the total salaries of
 514 all employees of the department who are in Pay Plan 09,
 515 excluding those employees whose primary responsibility is
 516 overseeing health services provided to inmates, shall be placed
 517 in reserve.

518 4. If the department timely submits the complete report for
 519 each respective quarter and the Governor determines that the
 520 department has complied with the benchmarks established in
 521 subparagraphs (a)2., (d)2., (e)2., and (f)2. for the respective
 522 quarter, the Governor may propose a budget amendment pursuant to

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523 s. 216.181, Florida Statutes, to release the appropriate amount
 524 of funds for the salaries of the affected employees for that
 525 quarter. Any such amendment is subject to the notice, review,
 526 and objection procedures of s. 216.177, Florida Statutes.

527 (2) This section expires July 1, 2014.

528 Section 16. In order to implement Specific Appropriations
 529 2684 through 2695 of the 2013-2014 General Appropriations Act,
 530 the Department of Management Services shall use interest
 531 earnings of the Communications Working Capital Trust Fund as the
 532 funding source for its responsibilities relating to the
 533 administration of the MyFlorida.com portal.

534 Section 17. In order to implement appropriations used for
 535 the payment of existing lease contracts for privately owned
 536 space in excess of 2,000 square feet in the 2013-2014 General
 537 Appropriations Act, the Department of Management Services,
 538 together with the agencies that have the existing lease
 539 contracts, shall use tenant broker services to renegotiate or
 540 reprocure all private lease agreements expiring between July 1,
 541 2014, and June 30, 2016, in order to achieve a cost reduction in
 542 future years. The department shall incorporate this initiative
 543 into its 2013 Master Leasing Report and may use tenant broker
 544 services to explore the possibilities of collocation, to review
 545 the space needs of each agency, and to review the length and
 546 terms of potential renewals or renegotiations. The department
 547 shall provide a report by March 1, 2014, to the Executive Office
 548 of the Governor, the President of the Senate, and the Speaker of
 549 the House of Representatives which lists each lease contract for
 550 private office or storage space, the status of renegotiations,
 551 and the savings achieved. This section expires July 1, 2014.

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552 Section 18. In order to implement Specific Appropriations
 553 3073A through 3073L of the 2013-2014 General Appropriations Act,
 554 and notwithstanding s. 215.199(2), Florida Statutes, funds
 555 available in the Audit and Warrant Clearing Trust Fund for
 556 subsequent distribution to the General Revenue Fund shall be
 557 available to the tax collection service provider, as defined in
 558 s. 443.036, Florida Statutes, who shall make the interest
 559 payment required under s. 443.131(5), Florida Statutes, to the
 560 Federal Government in the amount directed by the Governor or the
 561 Governor's designee.

562 Section 19. In order to implement Specific Appropriations
 563 1619 and 1681A of the 2013-2014 General Appropriations Act,
 564 paragraph (b) of subsection (3) of section 375.041, Florida
 565 Statutes, is amended, and paragraph (c) is added to that
 566 subsection, to read:

567 375.041 Land Acquisition Trust Fund.—

568 (3)

569 (b) In addition to the uses allowed under paragraph (a),
 570 for the 2013-2014 ~~2012-2013~~ fiscal year, moneys in the Land
 571 Acquisition Trust Fund may be transferred ~~are authorized for~~
 572 ~~transfer~~ to support the Total Maximum Daily Loads Program,
 573 ~~Drinking Water Revolving Loan Trust Fund, and Wastewater~~
 574 ~~Treatment and Stormwater Management Revolving Loan Trust Fund~~ as
 575 provided in the General Appropriations Act. This paragraph
 576 expires July 1, ~~2014~~ ~~2013~~.

577 (c) For the 2013-2014 fiscal year only, moneys in the Land
 578 Acquisition Trust Fund may be transferred to the Save Our
 579 Everglades Trust Fund for Everglades restoration. This paragraph
 580 expires July 1, 2014.

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581 Section 20. In order to implement Specific Appropriation
 582 1596A and 1599 of the 2013-2014 General Appropriations Act,
 583 subsection (12) of section 373.59, Florida Statutes, is amended
 584 to read:

585 373.59 Water Management Lands Trust Fund.—

586 (12) Notwithstanding subsection (8), and for the 2013-2014
 587 ~~2012-2013~~ fiscal year only, the moneys from the Water Management
 588 Lands Trust Fund are allocated as follows:

589 (a) An amount necessary to pay debt service on bonds issued
 590 before February 1, 2009, by the South Florida Water Management
 591 District and the St. Johns River Water Management District,
 592 which are secured by revenues provided pursuant to this section,
 593 or to fund debt service reserve funds, rebate obligations, or
 594 other amounts payable with respect to such bonds;

595 (b) Eight million dollars to be transferred to the General
 596 Revenue Fund; ~~and~~

597 (c) Three million dollars to be distributed to the Suwannee
 598 River Water Management District for springs restoration and
 599 protection projects;

600 (d) Moneys in the Water Management Lands Trust Fund may be
 601 transferred to the Save Our Everglades Trust Fund for Everglades
 602 Restoration; and

603 ~~(e)-(e)~~ The remaining appropriation to be distributed to the
 604 Suwannee River Water Management District.

605

606 This subsection expires July 1, 2014 ~~2013~~.

607 Section 21. In order to implement Specific Appropriation
 608 1600 of the 2013-2014 General Appropriations Act, the recurring
 609 \$12 million appropriated from the General Revenue Fund and the

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610 recurring \$20 million appropriated from the Water Management
 611 Lands Trust Fund to the Department of Environmental Protection
 612 for the Restoration Strategies Regional Water Quality Plan
 613 contained in Committee Substitute for Senate Bill 768, or
 614 similar legislation enacted during the 2013 Regular Session of
 615 the Legislature, shall be deposited into the Save Our Everglades
 616 Trust Fund within the department to be spent for the Restoration
 617 Strategies Regional Water Quality Plan, pursuant to Specific
 618 Appropriation 1600.

619 Section 22. In order to implement Specific Appropriation
 620 1671 of the 2013-2014 General Appropriations Act, subsection (5)
 621 of section 403.7095, Florida Statutes, is amended to read:

622 403.7095 Solid waste management grant program.—

623 (5) Notwithstanding any other provision of this section,
 624 and for the 2013-2014 ~~2012-2013~~ fiscal year only, the Department
 625 of Environmental Protection shall award the sum of \$2,400,000 in
 626 grants equally to counties having populations of fewer than
 627 100,000 for waste tire and litter prevention, recycling
 628 education, and general solid waste programs. This subsection
 629 expires July 1, 2014 ~~2013~~.

630 Section 23. In order to implement Specific Appropriation
 631 1681B of the 2013-2014 General Appropriations Act, paragraph (m)
 632 of subsection (3) of section 259.105, Florida Statutes, is
 633 amended to read:

634 259.105 The Florida Forever Act.—

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

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

641 (m) Notwithstanding paragraphs (a)-(j) and for the 2013-
642 2014 ~~2012-2013~~ fiscal year only, \$10 million ~~the moneys~~
643 appropriated from the Florida Forever Trust Fund shall be
644 distributed only to the Division of State Lands within the
645 Department of Environmental Protection for Board of Trustees
646 Florida Forever Priority List land acquisition projects that
647 provide conservation lands to protect the state's military
648 installations against encroachment land acquisitions that are
649 less than fee interest or for partnerships in which the state's
650 portion of the acquisition cost is no more than 50 percent. This
651 paragraph expires July 1, 2014 ~~2013~~.

652 Section 24. In order to implement Specific Appropriation
653 1835A of the 2013-2014 General Appropriations Act, paragraph (i)
654 is added to subsection (4) of section 339.135, Florida Statutes,
655 and paragraph (d) is added to subsection (5) of that section, to
656 read:

657 339.135 Work program; legislative budget request;
658 definitions; preparation, adoption, execution, and amendment.—

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

660 (i) Notwithstanding paragraph (a), and for the 2013-2014
661 fiscal year only, the Department of Transportation may use
662 appropriated funds for the purpose of funding the costs of land
663 acquisition, design, and construction of multiuse trails and
664 related facilities. Funds specifically appropriated for this
665 purpose may not reduce, delete, or defer any existing projects
666 funded as of July 1, 2013, in the Department of Transportation
667 5-year work program. This paragraph expires July 1, 2014.

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668 (5) ADOPTION OF THE WORK PROGRAM.—

669 (d) Notwithstanding paragraph (a), and for the 2013-2014
670 fiscal year only, the Department of Transportation may use
671 appropriated funds for the purpose of funding the costs of land
672 acquisition, design, and construction of multiuse trails and
673 related facilities. Funds specifically appropriated for this
674 purpose may not reduce, delete, or defer any existing projects
675 funded as of July 1, 2013, in the Department of Transportation
676 5-year work program. This paragraph expires July 1, 2014.

677 Section 25. In order to implement Specific Appropriation
678 1835A of the 2013-2014 General Appropriations Act, subsection
679 (4) is added to section 335.065, Florida Statutes, to read:

680 335.065 Bicycle and pedestrian ways along state roads and
681 transportation facilities.—

682 (4) Notwithstanding any other provision of law, the
683 department may use funds specifically appropriated for the
684 purpose of the acquisition and development of an integrated
685 system of interconnected multiuse trails of statewide
686 significance and to pay the costs of land acquisition, design,
687 and construction of trails and related facilities. When
688 selecting projects for funding under this section, the
689 department shall give priority to trail projects that have been
690 identified by the Florida Greenways and Trails Council as a
691 priority within the Florida Greenways and Trails System pursuant
692 to chapter 260 and shall provide trail connectivity by
693 eliminating gaps between existing trails. All projects funded
694 under this section shall be included in the department's work
695 program developed pursuant to s. 339.135. This subsection
696 expires July 1, 2014.

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697 Section 26. In order to implement Specific Appropriation
698 1827 of the 2013-2014 General Appropriations Act, present
699 paragraph (n) of subsection (1) of section 339.08, Florida
700 Statutes, is redesignated as paragraph (o), and a new paragraph
701 (n) is added to that subsection, to read:

702 339.08 Use of moneys in State Transportation Trust Fund.—

703 (1) The department shall expend moneys in the State
704 Transportation Trust Fund accruing to the department, in
705 accordance with its annual budget. The use of such moneys shall
706 be restricted to the following purposes:

707 (n) To pay administrative expenses incurred in accordance
708 with applicable laws by the multicounty transportation authority
709 created under chapter 343 where the jurisdiction for the
710 authority includes a portion of the State Highway System and the
711 expenses are in furtherance of the provisions of chapter 2012-
712 174, Laws of Florida, to provide a financial analysis of the
713 cost savings to be achieved by the consolidation of transit
714 authorities within the region. This paragraph expires July 1,
715 2014.

716 Section 27. In order to implement the appropriation of
717 funds in appropriation category "Special Categories-Risk
718 Management Insurance" in the 2013-2014 General Appropriations
719 Act, and pursuant to the notice, review, and objection
720 procedures of s. 216.177, Florida Statutes, the Executive Office
721 of the Governor may transfer funds appropriated in that category
722 between departments in order to align the budget authority
723 granted with the premiums paid by each department for risk
724 management insurance. This section expires July 1, 2014.

725 Section 28. In order to implement the appropriation of

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726 funds in the appropriation category "Special Categories-Transfer
727 to Department of Management Services-Human Resources Services
728 Purchased Per Statewide Contract" in the 2013-2014 General
729 Appropriations Act, and pursuant to the notice, review, and
730 objection procedures of s. 216.177, Florida Statutes, the
731 Executive Office of the Governor may transfer funds appropriated
732 in that category between departments in order to align the
733 budget authority granted with the assessments that must be paid
734 by each agency to the Department of Management Services for
735 human resource management services. This section expires July 1,
736 2014.

737 Section 29. In order to implement specific appropriations
738 for salaries and benefits in the 2013-2014 General
739 Appropriations Act, paragraph (a) of subsection (12) of section
740 110.123, Florida Statutes, is amended to read:

741 110.123 State group insurance program.—

742 (12) HEALTH SAVINGS ACCOUNTS.—The department is authorized
743 to establish health savings accounts for full-time and part-time
744 state employees in association with a health insurance plan
745 option authorized by the Legislature and conforming to the
746 requirements and limitations of federal provisions relating to
747 the Medicare Prescription Drug, Improvement, and Modernization
748 Act of 2003.

749 (a)1. A member participating in this health insurance plan
750 option is eligible to receive an employer contribution into the
751 employee's health savings account from the State Employees
752 Health Insurance Trust Fund in an amount to be determined by the
753 Legislature. A member is not eligible for an employer
754 contribution upon termination of employment. For the 2013-2014

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755 ~~2012-2013~~ fiscal year, the state's monthly contribution for
 756 employees having individual coverage shall be \$41.66 and the
 757 monthly contribution for employees having family coverage shall
 758 be \$83.33.

759 2. A member participating in this health insurance plan
 760 option is eligible to deposit the member's own funds into a
 761 health savings account.

762 Section 30. In order to implement specific appropriations
 763 for salaries and benefits in the 2013-2014 General
 764 Appropriations Act, subsection (6) of section 112.24, Florida
 765 Statutes, is amended to read:

766 112.24 Intergovernmental interchange of public employees.-
 767 To encourage economical and effective utilization of public
 768 employees in this state, the temporary assignment of employees
 769 among agencies of government, both state and local, and
 770 including school districts and public institutions of higher
 771 education is authorized under terms and conditions set forth in
 772 this section. State agencies, municipalities, and political
 773 subdivisions are authorized to enter into employee interchange
 774 agreements with other state agencies, the Federal Government,
 775 another state, a municipality, or a political subdivision
 776 including a school district, or with a public institution of
 777 higher education. State agencies are also authorized to enter
 778 into employee interchange agreements with private institutions
 779 of higher education and other nonprofit organizations under the
 780 terms and conditions provided in this section. In addition, the
 781 Governor or the Governor and Cabinet may enter into employee
 782 interchange agreements with a state agency, the Federal
 783 Government, another state, a municipality, or a political

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784 subdivision including a school district, or with a public
 785 institution of higher learning to fill, subject to the
 786 requirements of chapter 20, appointive offices which are within
 787 the executive branch of government and which are filled by
 788 appointment by the Governor or the Governor and Cabinet. Under
 789 no circumstances shall employee interchange agreements be
 790 utilized for the purpose of assigning individuals to participate
 791 in political campaigns. Duties and responsibilities of
 792 interchange employees shall be limited to the mission and goals
 793 of the agencies of government.

794 (6) For the 2013-2014 ~~2012-2013~~ fiscal year only, the
 795 assignment of an employee of a state agency as provided in this
 796 section may be made if recommended by the Governor or Chief
 797 Justice, as appropriate, and approved by the chairs of the
 798 legislative appropriations committees. Such actions shall be
 799 deemed approved if neither chair provides written notice of
 800 objection within 14 days after ~~the chair's~~ receiving notice of
 801 the action pursuant to s. 216.177. This subsection expires July
 802 1, 2014 ~~2013~~.

803 Section 31. In order to implement Specific Appropriations
 804 2550 and 2551 of the 2013-2014 General Appropriations Act and
 805 notwithstanding s. 11.13(1), Florida Statutes, the authorized
 806 salaries for members of the Legislature for the 2013-2014 fiscal
 807 year shall be set at the same level in effect on July 1, 2010.
 808 This section expires July 1, 2014.

809 Section 32. In order to implement the transfer of funds to
 810 the General Revenue Fund from trust funds in the 2013-2014
 811 General Appropriations Act, paragraph (b) of subsection (2) of
 812 section 215.32, Florida Statutes, is reenacted to read:

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813 215.32 State funds; segregation.-

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

816 (b)1. The trust funds shall consist of moneys received by
817 the state which under law or under trust agreement are
818 segregated for a purpose authorized by law. The state agency or
819 branch of state government receiving or collecting such moneys
820 is responsible for their proper expenditure as provided by law.
821 Upon the request of the state agency or branch of state
822 government responsible for the administration of the trust fund,
823 the Chief Financial Officer may establish accounts within the
824 trust fund at a level considered necessary for proper
825 accountability. Once an account is established, the Chief
826 Financial Officer may authorize payment from that account only
827 upon determining that there is sufficient cash and releases at
828 the level of the account.

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

832 a. Operations or operating trust fund, for use as a
833 depository for funds to be used for program operations funded by
834 program revenues, with the exception of administrative
835 activities when the operations or operating trust fund is a
836 proprietary fund.

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

839 c. Administrative trust fund, for use as a depository for
840 funds to be used for management activities that are departmental
841 in nature and funded by indirect cost earnings and assessments

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842 against trust funds. Proprietary funds are excluded from the
843 requirement of using an administrative trust fund.

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

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

850 f. Clearing funds trust fund, for use as a depository for
851 funds to account for collections pending distribution to lawful
852 recipients.

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

856
857 To the extent possible, each agency must adjust its internal
858 accounting to use existing trust funds consistent with the
859 requirements of this subparagraph. If an agency does not have
860 trust funds listed in this subparagraph and cannot make such
861 adjustment, the agency must recommend the creation of the
862 necessary trust funds to the Legislature no later than the next
863 scheduled review of the agency's trust funds pursuant to s.
864 215.3206.

865 3. All such moneys are hereby appropriated to be expended
866 in accordance with the law or trust agreement under which they
867 were received, subject always to the provisions of chapter 216
868 relating to the appropriation of funds and to the applicable
869 laws relating to the deposit or expenditure of moneys in the
870 State Treasury.

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871 4.a. Notwithstanding any provision of law restricting the
872 use of trust funds to specific purposes, unappropriated cash
873 balances from selected trust funds may be authorized by the
874 Legislature for transfer to the Budget Stabilization Fund and
875 General Revenue Fund in the General Appropriations Act.

876 b. This subparagraph does not apply to trust funds required
877 by federal programs or mandates; trust funds established for
878 bond covenants, indentures, or resolutions whose revenues are
879 legally pledged by the state or public body to meet debt service
880 or other financial requirements of any debt obligations of the
881 state or any public body; the Division of Licensing Trust Fund
882 in the Department of Agriculture and Consumer Services; the
883 State Transportation Trust Fund; the trust fund containing the
884 net annual proceeds from the Florida Education Lotteries; the
885 Florida Retirement System Trust Fund; trust funds under the
886 management of the State Board of Education or the Board of
887 Governors of the State University System, where such trust funds
888 are for auxiliary enterprises, self-insurance, and contracts,
889 grants, and donations, as those terms are defined by general
890 law; trust funds that serve as clearing funds or accounts for
891 the Chief Financial Officer or state agencies; trust funds that
892 account for assets held by the state in a trustee capacity as an
893 agent or fiduciary for individuals, private organizations, or
894 other governmental units; and other trust funds authorized by
895 the State Constitution.

896 Section 33. The amendment to s. 215.32(2)(b), Florida
897 Statutes, as carried forward by this act from chapter 2011-47,
898 Laws of Florida, shall expire July 1, 2014, and the text of that
899 paragraph shall revert to that in existence on June 30, 2011,

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900 except that any amendments to such text enacted other than by
901 this act shall be preserved and continue to operate to the
902 extent that such amendments are not dependent upon the portions
903 of text which expire pursuant to this section.

904 Section 34. In order to implement the transfer of moneys to
905 the General Revenue Fund from trust funds in the 2013-2014
906 General Appropriations Act, paragraph (b) of subsection (4) of
907 section 215.5601, Florida Statutes, is reenacted to read:

908 215.5601 Lawton Chiles Endowment Fund.—

909 (4) ADMINISTRATION.—

910 (b) The endowment shall be managed as an annuity. The
911 investment objective is the long-term preservation of the real
912 value of the net contributed principal and a specified regular
913 annual cash outflow for appropriation, as nonrecurring revenue.
914 From the annual cash outflow, a pro rata share shall be used
915 solely for biomedical research activities as provided in
916 paragraph (3)(d), until such time as cures are found for
917 tobacco-related cancer and heart and lung disease. Five percent
918 of the annual cash outflow dedicated to the biomedical research
919 portion of the endowment shall be reinvested and applied to that
920 portion of the endowment's principal, with the remainder to be
921 spent on biomedical research activities consistent with this
922 section. The schedule of annual cash outflow must be included
923 within the investment plan adopted under paragraph (a).
924 Withdrawals other than specified regular cash outflow are
925 considered reductions in contributed principal for the purposes
926 of this subsection.

927 Section 35. The amendment to s. 215.5601(4)(b), Florida
928 Statutes, as carried forward by this act from chapter 2011-47,

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929 Laws of Florida, expires July 1, 2014, and the text of that
 930 paragraph shall revert to that in existence on June 30, 2010,
 931 except that any amendments to such text enacted other than by
 932 this act shall be preserved and continue to operate to the
 933 extent that such amendments are not dependent upon the portions
 934 of text which expire pursuant to this section.

935 Section 36. In order to implement the issuance of new debt
 936 authorized in the 2013-2014 General Appropriations Act, and
 937 pursuant to s. 215.98, Florida Statutes, the Legislature
 938 determines that the authorization and issuance of debt for the
 939 2013-2014 fiscal year should be implemented, is in the best
 940 interest of the state, and necessary to address a critical state
 941 emergency. This section expires July 1, 2014.

942 Section 37. In order to implement the funds appropriated in
 943 the 2013-2014 General Appropriations Act for state employee
 944 travel, the funds appropriated to each state agency, which may
 945 be used for travel by state employees, shall be limited during
 946 the 2013-2014 fiscal year to travel for activities that are
 947 critical to each state agency's mission. Funds may not be used
 948 for travel by state employees to foreign countries, other
 949 states, conferences, staff-training activities, or other
 950 administrative functions unless the agency head has approved, in
 951 writing, that such activities are critical to the agency's
 952 mission. The agency head shall consider using teleconferencing
 953 and other forms of electronic communication to meet the needs of
 954 the proposed activity before approving mission-critical travel.
 955 This section does not apply to travel for law enforcement
 956 purposes, military purposes, emergency management activities, or
 957 public health activities. This section expires July 1, 2014.

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958 Section 38. In order to implement appropriations authorized
 959 in the 2013-2014 General Appropriations Act for data center
 960 services scheduled for consolidation in the 2013-2014 fiscal
 961 year, and pursuant to the notice, review, and objection
 962 procedures of s. 216.177, Florida Statutes, the consolidating
 963 agencies may request the transfer of resources between Data
 964 Processing Services appropriation categories and the
 965 appropriation categories for operations based upon changes to
 966 the consolidation schedule. This section expires July 1, 2014.

967 Section 39. In order to implement appropriations authorized
 968 in the 2013-2014 General Appropriations Act for each of the
 969 state's designated primary data centers funded from the data
 970 processing appropriation category for computing services of user
 971 agencies, and pursuant to the notice, review, and objection
 972 procedures of s. 216.177, Florida Statutes, the Executive Office
 973 of the Governor may transfer funds appropriated for data
 974 processing in the 2013-2014 General Appropriations Act between
 975 agencies in order to align the budget authority granted with the
 976 utilization rate of each department. This section expires July
 977 1, 2014.

978 Section 40. In order to implement section 8 of the General
 979 Appropriations Act for the 2013-2014 fiscal year, paragraph (b)
 980 of subsection (2) and paragraph (a) of subsection (7) of section
 981 110.12315, Florida Statutes, as amended by section 52 of chapter
 982 2012-119, Laws of Florida, are reenacted to read:

983 110.12315 Prescription drug program.—The state employees'
 984 prescription drug program is established. This program shall be
 985 administered by the Department of Management Services, according
 986 to the terms and conditions of the plan as established by the

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987 relevant provisions of the annual General Appropriations Act and
988 implementing legislation, subject to the following conditions:

989 (2) In providing for reimbursement of pharmacies for
990 prescription medicines dispensed to members of the state group
991 health insurance plan and their dependents under the state
992 employees' prescription drug program:

993 (b) There shall be a 30-day supply limit for prescription
994 card purchases and 90-day supply limit for mail order or mail
995 order prescription drug purchases. The Department of Management
996 Services may implement a 90-day supply limit program for certain
997 maintenance drugs as determined by the department at retail
998 pharmacies participating in the program if the department
999 determines it to be in the best financial interest of the state.

1000 (7) Under the state employees' prescription drug program
1001 copayments must be made as follows:

1002 (a) Effective January 1, 2012, for the State Group Health
1003 Insurance Standard Plan:

- 1004 1. For generic drug with card \$7.
- 1005 2. For preferred brand name drug with card \$30.
- 1006 3. For nonpreferred brand name drug with card \$50.
- 1007 4. For generic mail order drug \$14.
- 1008 5. For preferred brand name mail order drug \$60.
- 1009 6. For nonpreferred brand name mail order drug \$100.

1010 Section 41. Section 53 of chapter 2012-119, Laws of
1011 Florida, is repealed.

1012 Section 42. Any section of this act which implements a
1013 specific appropriation or specifically identified proviso
1014 language in the 2013-2014 General Appropriations Act is void if
1015 the specific appropriation or specifically identified proviso

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1016 language is vetoed. Any section of this act which implements
1017 more than one specific appropriation or more than one portion of
1018 specifically identified proviso language in the 2013-2014
1019 General Appropriations Act is void if all the specific
1020 appropriations or portions of specifically identified proviso
1021 language are vetoed.

1022 Section 43. If any other act passed during the 2013 Regular
1023 Session contains a provision that is substantively the same as a
1024 provision in this act, but that removes or is otherwise not
1025 subject to the future repeal applied to such provision by this
1026 act, the Legislature intends that the provision in the other act
1027 takes precedence and continues to operate, notwithstanding the
1028 future repeal provided by this act.

1029 Section 44. If any provision of this act or its application
1030 to any person or circumstance is held invalid, the invalidity
1031 does not affect other provisions or applications of the act
1032 which can be given effect without the invalid provision or
1033 application, and to this end the provisions of this act are
1034 severable.

1035 Section 45. Except as otherwise expressly provided in this
1036 act and except for this section, which shall take effect upon
1037 this act becoming a law, this act shall take effect July 1,
1038 2013; or, if this act fails to become a law until after that
1039 date, it shall take effect upon becoming a law and operate
1040 retroactively to July 1, 2013.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Committee

BILL: SPB 7044

INTRODUCER: For consideration by the Appropriations Committee

SUBJECT: State Employees/Collective Bargaining

DATE: April 3, 2013

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	McSwain	Hansen		Submitted as committee bill
2.	_____	_____	_____	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

I. Summary:

SPB 7044 directs the resolution of the collective bargaining issues at impasse for the 2012-2013 fiscal year regarding state employees. These issues will be resolved based on the spending decisions included in the General Appropriations Act for the 2013-2014 fiscal year.

This bill creates an unnumbered section of law that is effective July 1, 2013.

II. Present Situation:

Chapter 447, F.S., specifies the process for collective bargaining for public employees. The bargaining agent and the negotiator for the state must bargain collectively in the determination of the wages, hours, terms, and conditions of employment of the employees within the bargaining unit. Any collective bargaining agreement reached must be reduced to writing, signed by the chief executive officer for the state and the bargaining agent for the union, and submitted to the members of the bargaining unit for ratification

Upon execution of the collective bargaining agreement, the Governor must request the legislative body to appropriate amounts sufficient to fund the provisions of the agreement. If the Legislature appropriates funds that are not sufficient to fund the agreement, the agreement must be administered on the basis of the amounts actually appropriated.

Typically, at the state level, an agreement is not reached. In that instance, and pursuant to s. 216.163(6), F.S., an impasse is declared on all unresolved issues when the Governor's budget recommendations are released to the Legislature. Within five days of the start of the impasse period, each party is required to notify the presiding officers of the Legislature of the unresolved issues. A joint select committee of members of the Florida House of Representatives and the

Senate is appointed to review the positions of the parties. The committee's recommendation to the Legislature regarding the resolution of those issues is presented to the presiding officers no later than ten days before the start of the regular legislative session. During the session, the Legislature may take action to address the issues. Any actions taken by the Legislature are binding upon the parties.

Following the resolution of the impasse issues, the parties are required to reduce to writing an agreement that includes those issues agreed to by the parties as well as those issues resolved by the Legislature. The agreement must be signed by the chief executive officer and the bargaining agent and then presented to the members of the bargaining unit for ratification.

If the members ratify the agreement, all the provisions of the agreement take effect. If the members do not ratify the agreement, the issues resolved by the Legislature take effect for the first fiscal year which was the subject of the negotiations.

The certified bargaining units for state employees and the respective bargaining agents include:

- **American Federation of State, County and Municipal Employees, Council 79.**
 - Administrative and Clerical Unit.
 - Operational Services Unit.
 - Human Services Unit.
 - Professional Unit.
- **Florida Nurses Association.**
 - Professional Health Care Unit.
- **Police Benevolent Association.**
 - Special Agent Unit.
 - Law Enforcement Unit.
 - Lottery Law Enforcement Unit.
 - Florida Highway Patrol Unit.
- **Teamsters Local Unit No. 2011.**
 - Security Services Unit.
- **Florida State Fire Service Association.**
 - Fire Service Unit.
- **Federation of Physicians and Dentists.**
 - Supervisory Nonprofessional Unit.
 - Physicians Unit.
 - State Employees Attorneys Guild.
- **Federation of Public Employees.**
 - Lottery Administrative and Support Unit.

III. **Effect of Proposed Changes:**

Section 1 provides that all collective bargaining issues at impasse for the 2013-2014 fiscal year regarding state employees will be resolved pursuant to the spending decisions contained in the General Appropriations Act for the 2013-2014 fiscal year.

Section 2 provides an effective date of July 1, 2013.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

FOR CONSIDERATION By the Committee on Appropriations

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A bill to be entitled

An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

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

Section 1. All collective bargaining issues for which negotiations have reached an impasse for the 2013-2014 fiscal year between the state and the legal representatives of the certified bargaining units for state employees shall be resolved pursuant to the instructions provided in the General Appropriations Act and the relevant provisions of any legislation enacted to implement the General Appropriations Act during the 2013-2014 fiscal year.

Section 2. This act shall take effect July 1, 2013.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SPB 7046

INTRODUCER: For consideration by the Appropriations Committee

SUBJECT: Information Technology Trust Fund

DATE: April 3, 2013

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Wilson	Hansen		Submitted as committee bill
2.				
3.				
4.				
5.				
6.				

I. Summary:

SPB 7046 creates the State Technology Working Capital Trust Fund within the Department of State Technology. The bill is effective July 1, 2013, if SB 1762 or similar legislation is adopted in the same legislative session or extension thereof and becomes law.

The bill has no fiscal impact on state or local funds.

The bill creates section 282.221, Florida Statutes.

II. Present Situation:

The state data center system was created by the Legislature in 2008.¹ The system is composed of primary data centers (Southwood Shared Resource Center, Northwood Shared Resource Center, and the Northwest Regional Data Center), other non primary data centers, and computing facilities serving state agencies.

A “primary data center” is a data center that is a recipient entity for consolidation of non primary data centers and computing facilities and that is established by law.²

The primary data centers are funded from a full cost recovery model³ whereby primary data centers bill for the cost of services provided to the state agencies and customer entities. Funds

¹ Chapter 2008-116, L.O.F.

² Section 282.0041(17), F.S.

³ Section 282.201(2)(e)(3), F.S.

collected through agency and customer entity billing are then deposited into the Working Capital Trust Fund which is managed by the Department of Management Services.

III. Effect of Proposed Changes:

Section 1 creates the State Technology Working Capital Trust Fund for use as a depository for funds received by the Department of State Technology. The funds deposited are received from the billing of customer entities for data center services provided, interest earned and cash advances. The trust fund shall be used to fund operations of the department and the state data center.

Section 2 provides that the act shall take effect July, 1, 2013, if SB 1762 or similar legislation is adopted in the same legislative session or extension thereof and becomes law.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

Pursuant to Art. III, s. 19(f) (1) of the Florida Constitution, a bill that creates a trust fund must pass by a three-fifths vote of the membership of each house in a separate bill for that purpose only.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

Creation of the State Technology Working Capital Trust Fund within the Department of State Technology provides a depository for funds for the purpose of funding operations of the department and the state data center.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

FOR CONSIDERATION By the Committee on Appropriations

576-03089A-13

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A bill to be entitled

An act relating to trust funds; creating s. 282.221, F.S.; creating the State Technology Working Capital Trust Fund within the Department of State Technology; providing for the purpose of the trust fund and sources of funds; providing for future review and termination or recreation of the trust fund; providing a contingent effective date.

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

Section 1. Section 282.221, Florida Statutes, is created to read:

282.221 State Technology Working Capital Trust Fund.—

(1) The State Technology Working Capital Trust Fund is created within the Department of State Technology.

(2) The State Technology Working Capital Trust Fund is established for use as a depository for funds received by a state data center from the billing of customer entities for the cost of services provided to the customer entity, funds received by the Department of State Technology, interest earnings, and cash advances from customer entities. Moneys deposited in the trust fund shall be used to fund operations of the department and the state data center.

(3) In accordance with s. 19(f)(2), Art. III of the State Constitution, unless terminated sooner, the State Technology Working Capital Trust Fund shall be terminated on July 1, 2017. Before its scheduled termination, the trust fund shall be reviewed as provided under s. 215.3206(1) and (2).

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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Section 2. This act shall take effect July 1, 2013, if SB 1762 or similar legislation is adopted in the same legislative session or an extension thereof and becomes law.

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SB 1802

INTRODUCER: Governmental Oversight and Accountability Committee

SUBJECT: State Group Health Insurance Program

DATE: April 3, 2013

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	McVaney	McVaney		GO SPB 7120 as introduced
2.	McSwain	Hansen	AP	Favorable
3.				
4.				
5.				
6.				

I. Summary:

SB 1802 expands the group of employees eligible to participate in the State Employee Health Insurance Program (program). Under current law, no person paid from other-personal-services funds is eligible regardless of the numbers of hours the employee works. Under the provisions of this bill, any state employee working an average of 30 or more hours per week will be eligible for health insurance coverage and premium subsidies. In addition, the proration of the state premium contribution will apply only to permanent employees working less than 30 hours per week on average. The bill requires employers participating in the program to submit certain information relating to employees paid from other-personal-services funds to ensure compliance with federal law.

Additionally, the bill continues the current level of contributions into health savings accounts for employees participating in the high deductible health insurance plans under the State Employee Health Insurance Program. The authority for the state to contribute to the accounts expires on June 30, 2013. Under this bill, the state can continue to contribute at the current levels (\$500 for individual coverage and \$1,000 for family coverage) for Fiscal Year 2013-2014. Beginning in Fiscal Year 2014-2015, the amount of the contributions by the state will be established in the annual general appropriations act.

Funds are provided in the Senate proposed General Appropriations Bill, SPB 7040, to cover the additional costs state agencies and state universities will incur to provide health care coverage for their part-time and other-personal-services employees, as authorized by this bill.

The bill also modifies the state prescription drug program by repealing expiration dates on the current provisions. Under this bill, the state prescription drug program will continue without modification.

This bill substantially amends sections 110.123 and 110.131, Florida Statutes.

The bill repeals section 53 of chapter 2012-119, Laws of Florida.

The bill reenacts section 110.12315, Florida Statutes.

II. Present Situation:

State Employee Health Insurance Program

Section 110.123, F.S., creates the State Employee Health Insurance Program. As implemented by the Department of Management Services, the program offers four types of health plans from which an eligible employee may choose: a standard statewide Preferred Provider Organization (PPO) Plan, a Health Investor PPO Plan, a standard Health Maintenance Organization (HMO) Plan, or a Health Investor HMO Plan.

The preferred provider organization (PPO) plan is the statewide, self-insured health plan administered by Blue Cross Blue Shield of Florida. The administrator is responsible for processing health claims, providing access to a Preferred Provider Care Network, and managing customer service, utilization review, and case management functions.

The standard health maintenance organization (HMO) plan is an insurance arrangement in which the state has contracted with 5 regional HMOs. Two of the HMOs (Capital Health Plan and Florida Health Plan) operate on a traditional, fully-insured model. The other three (AvMed, Coventry, and United Health Care) operate on a self-insured model under which the state bears the risk of the medical claims.

The program offers two high-deductible health plans with health savings accounts. The Health Investor PPO Plan is the statewide, high deductible health plan with an integrated health saving account. It is also administered by Blue Cross Blue Shield of Florida. The Health Investor HMO Plan is a high deductible health plan with an integrated health saving account in which the state has contracted with the participating HMOs.

A state employee participating in either Health Investor plan is eligible to receive contributions into the employee's health savings account. The participant may draw upon these funds to meet the qualified medical expenses.¹

The annual contribution from the State Employee Health Insurance Trust Fund is \$500 for single coverage and \$1,000 for family coverage. These contributions are made in equal monthly installments throughout the plan year. These contributions are funded as part of the employer

¹ 26 U.S.C. s. 213(d).

paid premium for health insurance coverage. The authority to make employer-paid contributions into a participant’s health savings account expires June 30, 2012.²

Employee Eligibility

Section 110.123, F.S., provides that only employees in permanent positions are eligible to participate in the health insurance program. If the employee in a permanent position works less than a full 40 hour workweek, the state premium contribution is reduced proportionately.

Persons paid from other-personal-services funds are not eligible to participate in the health insurance program regardless of the number of hours worked.³

Prescription Drug Program

The State Employee Health Insurance Program has a single pharmaceutical benefit manager. All prescriptions are filled using this vendor and its associated network of pharmacies. The costs of the pharmacy benefit are embedded in the overall premiums paid by the employer and employee as well as the copayments made at the time of purchase.

Section 110.12315, F.S., sets out the prescription copayments. The member receives a 30-day supply limit for retail purchases and a 90-day supply limit for mail order purchases. These copayments are described below:

	Standard Plan		High Deductible Plan	
	Retail	Mail	Retail	Mail
Generic	\$7	\$14	30%	30%
Preferred Brand	\$30	\$60	30%	30%
Non Preferred Brand	\$50	\$100	50%	50%

Section 52 of chapter 2012-119, Laws of Florida, added language to s. 110.12315(2)(b), F.S., to allow the Department of Management Services to implement a 90-day supply limit program for certain maintenance drugs purchased at retail. Pursuant to section 53(1) of chapter 2012-119, Laws of Florida, this authority expires on June 30, 2013, and the statutory language will revert to the language in existence on June 30, 2011.

In addition, section 52 of chapter 2012-119, Laws of Florida, continued a modification of the copayments. Pursuant to section 53(2) of chapter 2012-119, Laws of Florida, the modification to the copayment schedule expires July 1, 2013, and the statutory language will revert to the language in existence on December 31, 2010. The copayments in effect on December 31, 2010, are shown in the table below.

² Section 110.131(12), Florida Statutes.

³ Section 110.131(3), Florida Statutes.

	Standard Plan	
	Retail	Mail
Generic	\$10	\$20
Preferred Brand	\$25	\$50
Non Preferred Brand	\$40	\$80

Employer and Employee Premiums

The state program is considered employer-sponsored since the state contracts with providers and contributes a substantial amount on behalf of the employee toward the cost of the insurance premium. The state’s employer contribution is part of a state employee’s overall compensation. The employee pays a set monthly premium for either a single or family plan. The state pays the remainder of the cost of the premium.

The following chart shows the monthly contributions for the state and the employee to employee health insurance premiums beginning May 2013:⁴

Subscriber category		Standard Plans			High Deductible Plans		
		Employer	Employee	Total	Employer	Employee	Total
Career Service	Single	\$537.74	\$50.00	\$587.74	\$537.74	15.00	\$552.74
	Family	\$1,149.14	\$180.00	\$1,329.14	\$1,149.14	\$64.30	\$1,213.44
	Spouse	\$1,299.16	\$30.00	\$1,329.16	\$1,183.44	\$30.00	\$1,213.44
Others	Single	\$579.40	\$8.34	\$587.74	\$544.40	\$8.34	\$552.74
	Family	\$1,299.14	\$30.00	\$1,329.14	\$1,183.44	\$30.00	\$1,213.44

Patient Protection and Affordable Care Act

The federal Patient Protection and Affordable Care Act impacts the State Employee Health Insurance Program by requiring large employers⁵ to offer affordable⁶ coverage that meets minimum standards to its full time employees.⁷

If a large employer fails to comply with the federal law, various penalties and assessments may be levied. If an employer fails to offer affordable coverage to its full-time employees, the employer may be assessed a \$3,000 annual penalty for each full-time employee who enrolls in an exchange and receives a federal subsidy. If the employer fails to offer any coverage to all or a portion of its employees and any of its full-time employees enroll in an exchange and receive a subsidy, the employer may be assessed a \$2,000 annual penalty for each full-time employee (regardless of whether the employee was offered coverage or not).

⁴ Section 8(3) of chapter 2012-118, Laws of Florida.

⁵ For purposes of this discussion, “large employer” means any employer that employed at least an average of 50 fulltime employees on business days during the preceding year. See 26 U.S.C. s. 4980H.

⁶ The insurance must pay at least 60% of the cost of the covered health care expenses, and the premium paid by the employee may not exceed 9.5% of the employee’s income earned from the employer. See Notice 2011-73 from the Internal Revenue Service.

⁷ Any employee who works more than an average of 30 hours per week is deemed to be a full-time employee. See 26 U.S.C. s. 4980H.

The Self-Insurance Estimating Conference (Conference) has reviewed the potential impacts that the Patient Protection and Affordable Care Act may have on the State Employee Health Insurance Program.

Two key provisions in the current Florida law cause some concern regarding the potential imposition of penalties for noncompliance with the federal law. Those provisions relate to the prohibition on persons paid from other-personal-services (OPS) funds from participating in the State Employee Health Insurance Program and the requirement that part-time employees pay a prorated share of the premium contribution that the employer would otherwise pay.

In terms of the OPS limitation, the Conference determined that the state may be subject to \$321.8 million penalty annually if the current law prohibition continued for OPS employees working an average of 30 or more hours per week. The Conference also determined that offering the employees coverage and a premium structure identical to current permanent full-time employees would generate an additional \$33.48 million in contributions and an additional \$35.60 million in expenses for the Trust Fund in FY 2013-14.⁸ A major portion of the additional revenues would come from premiums paid by state agencies and universities.

In terms of the “proration” issue, no new revenues or expenses would be realized by the Trust Fund. Rather, costs would be shifted from the employees (currently paying a portion of the state premium) to the state agencies and universities (prospectively paying the full state contribution for any employee working 30 or more hours). This cost shift is estimated to be roughly \$0.4 million in FY 2013-14.⁹

III. Effect of Proposed Changes:

Section 1 amends s. 110.123, F.S., to redefine the terms “full-time state employees” and “part-time state employees” so that persons paid from OPS funds and working, or expected to be working, an average of 30 or more hours per week will be eligible to participate in the State Group Health Insurance Program. In addition, part-time permanent employees who work an average of 30 or more hours per week will not have to pay a portion of the state health insurance premium otherwise paid by the employer. The bill also extends the authority for the state to continue to contribute to participants’ health savings accounts. Beginning in FY 2014-15, the amount to be contributed by the state will be set in the annual general appropriations act. The bill requires that employers participating in the program to submit certain information relating to employees paid from other-personal-services funds to ensure compliance with the federal law.

Section 2 reenacts s. 110.12315, F.S., to save the current language contained in paragraph (2)(b) from reverting to the text that existed on June 30, 2011, and save the current language contained in paragraph (7)(a) from reverting to the text that existed on December 31, 2010.

Section 3 repeals section 53 of chapter 2012-119, Laws of Florida, to eliminate the direction to revert the language of s. 110.12315, F.S., to prior text.

⁸ Impact on the State Health Insurance Program of the Patient Protection and Affordable Care Act, adopted February 28, 2013, by the Self-Insurance Estimating Conference, page 7.

⁹ Id., at page 8.

Section 4 amends s. 110.131, F.S., to authorize certain other-personal-services employees to participate in the state group insurance program.

This bill provides an effective date of July 1, 2013.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The State Employee Health Insurance Trust Fund is expected to experience \$33.5 million of additional revenues and \$35.6 million of additional expenses in FY 2013-14.

State agencies and universities participating in the State Group Health Insurance Program are expected to incur roughly \$36 million in new premium costs during FY 2013-14.

Employers participating in the State Group Insurance Program may incur additional costs in reporting information to the Department of Management Services relating to employees paid from other-personal-services funds.

Funds are provided in the Senate proposed General Appropriations Bill, SPB 7040, to cover the additional costs state agencies and state universities will incur to provide health care coverage for their part-time and OPS employees, as authorized by this bill.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By the Committee on Governmental Oversight and Accountability

585-02857-13

20131802__

A bill to be entitled

An act relating to state employee health insurance; amending s. 110.123, F.S.; modifying the terms "full-time state employee" and "part-time state employee" for the purposes of expressly excluding persons paid from other-personal-services funds who work less than a certain number of hours per week from the state group insurance program; revising provisions relating to employer contributions to employee health savings accounts; requiring each agency or entity that participates in the program to provide information about its employees which is necessary to determine eligibility for the program; reenacting s.

110.12315(2)(b) and (7)(a), F.S., relating to the state employee's prescription drug program; repealing s. 53 of chapter 2012-119, Laws of Florida, relating to the reversion of certain state employee's prescription drug provisions to those in previous existence; amending s. 110.131, F.S.; providing that OPS employees working 30 hours or more per week may be eligible for the state group health insurance program; providing effective dates.

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

Section 1. Effective January 1, 2014, paragraphs (c) and (f) of subsection (2), paragraph (g) of subsection (3), paragraph (d) of subsection (4), and paragraph (a) of subsection (12) of section 110.123, Florida Statutes, are amended, and

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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subsection (13) is added to that section, to read:

110.123 State group insurance program.—

(2) DEFINITIONS.—As used in this section, the term:

(c) "Full-time state employees" ~~means includes all full-time~~ employees of all branches or agencies of state government holding salaried positions, ~~who are and~~ paid by state warrant or from agency funds, and who work or are expected to work an average of at least 30 hours per week; ~~and~~ employees paid from regular salary appropriations for 8 months' employment, including university personnel on academic contracts; ~~and, but in no case shall "state employee" or "salaried position" include~~ persons paid from other-personal-services (OPS) funds as described in subparagraphs 1. and 2. "Full-time state employees" includes all full-time employees of the state universities.

1. For persons employed before January 1, 2014, the term includes persons paid from other-personal-services (OPS) funds who worked at least an average of 30 hours per week from April 1, 2013, through September 30, 2013.

2. For persons employed on or after January 1, 2014, the term includes persons paid from other-personal-services (OPS) funds who:

a. Have worked an average of at least 30 hours per week during a specified 12 calendar-month period; or

b. Are reasonably expected to work an average of at least 30 hours per week during the initial 12 calendar months following the commencement of their employment.

(f) "Part-time state employee" means an ~~any~~ employee of any branch or agency of state government paid by state warrant from salary appropriations or from agency funds, and who is employed

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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59 for less than an average of 30 hours per week ~~the normal full-~~
 60 ~~time workweek established by the department~~ or, if on academic
 61 contract or seasonal or other type of employment which is less
 62 than year-round, is employed for less than 8 months during any
 63 12-month period, but ~~does not in no case shall "part-time"~~
 64 ~~employee~~ include a person paid from other-personal-services
 65 (OPS) funds. "Part-time state employee" includes any part-time
 66 employee of the state universities.

67 (3) STATE GROUP INSURANCE PROGRAM.—

68 (g) Participation by individuals in the program is
 69 available to all state officers, full-time state employees, and
 70 part-time state employees, ~~and such participation in the program~~
 71 ~~or any plan~~ is voluntary. Participation in the program is also
 72 available to retired state officers and employees, ~~as defined in~~
 73 ~~paragraph (2) (g)~~, who elect at the time of retirement to
 74 continue coverage under the program, but ~~they~~ may elect to
 75 continue all or only part of the coverage they had at the time
 76 of retirement. A surviving spouse may elect to continue coverage
 77 only under a state group health insurance plan, a TRICARE
 78 supplemental insurance plan, or a health maintenance
 79 organization plan.

80 1. Full-time state employees described in subsection
 81 (2) (c) 1. are eligible for health insurance coverage in calendar
 82 year 2014 as long as they remain employed by an employer
 83 participating in the state group insurance program during the
 84 year. This subparagraph expires December 31, 2014.

85 2. Employees paid from other-personal-services (OPS) funds
 86 are not eligible for coverage before January 1, 2014.

87 (4) PAYMENT OF PREMIUMS; CONTRIBUTION BY STATE; LIMITATION

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88 ON ACTIONS TO PAY AND COLLECT PREMIUMS.—

89 (d) The state contribution for health insurance coverage
 90 for a part-time ~~permanent~~ state employee who elects to
 91 participate in the program shall be prorated so that the amount
 92 of the cost contributed for the part-time permanent employee
 93 bears the same ~~that~~ relation to the amount of cost contributed
 94 for a similar full-time employee that the part-time employee's
 95 normal workday bears to a full-time employee's normal workday.

96 (12) HEALTH SAVINGS ACCOUNTS.—The department is authorized
 97 to establish health savings accounts for full-time and part-time
 98 state employees in association with a health insurance plan
 99 option authorized by the Legislature and conforming to the
 100 requirements and limitations of federal provisions relating to
 101 the Medicare Prescription Drug, Improvement, and Modernization
 102 Act of 2003.

103 (a) ~~1-~~ A member participating in this health insurance plan
 104 option is eligible to:

105 1. Receive an employer contribution into the employee's
 106 health savings account from the State Employees Health Insurance
 107 Trust Fund in an amount to be determined by the Legislature. A
 108 member is not eligible for an employer contribution upon
 109 termination of employment. For the ~~2013-2014~~ ~~2012-2013~~ fiscal
 110 year, the state's monthly contribution for employees having
 111 individual coverage shall be \$41.66 and the monthly contribution
 112 for employees having family coverage shall be \$83.33. For the
 113 ~~2014-2015~~ fiscal year and thereafter, the state's contribution
 114 from the trust fund into the member's health savings account
 115 shall be set in the annual General Appropriations Act.

116 ~~2. A member participating in this health insurance plan~~

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117 ~~option is eligible to~~ Deposit the member's own funds into a
118 health savings account.

119 (13) OTHER-PERSONAL-SERVICES EMPLOYEES (OPS).-

120 (a) Each agency or other entity that participates in the
121 state group insurance program shall provide information to the
122 department on each of its employees regardless of whether the
123 employee participates in the program. Such information must
124 include the name of the employee, number of hours worked by the
125 employee, and any other information determined by the department
126 to be necessary to determine the eligibility of the employee to
127 participate in the program. Such information shall be submitted
128 as prescribed by the department.

129 (b) Each agency or other entity that participates in the
130 state group insurance program shall identify any of its
131 employees paid from OPS funds or similar funds who are employed
132 by another agency or entity participating in the state group
133 insurance program.

134 Section 2. Paragraph (b) of subsection (2) and paragraph
135 (a) of subsection (7) of section 110.12315, Florida Statutes, as
136 amended by section 52 of chapter 2012-119, Laws of Florida, are
137 reenacted to read:

138 110.12315 Prescription drug program.—The state employees'
139 prescription drug program is established. This program shall be
140 administered by the Department of Management Services, according
141 to the terms and conditions of the plan as established by the
142 relevant provisions of the annual General Appropriations Act and
143 implementing legislation, subject to the following conditions:

144 (2) In providing for reimbursement of pharmacies for
145 prescription medicines dispensed to members of the state group

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146 health insurance plan and their dependents under the state
147 employees' prescription drug program:

148 (b) There shall be a 30-day supply limit for prescription
149 card purchases and 90-day supply limit for mail order or mail
150 order prescription drug purchases. The Department of Management
151 Services may implement a 90-day supply limit program for certain
152 maintenance drugs as determined by the department at retail
153 pharmacies participating in the program if the department
154 determines it to be in the best financial interest of the state.

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

- 157 (a) Effective January 1, 2012, for the State Group Health
- 158 Insurance Standard Plan:
 - 159 1. For generic drug with card.....\$7.
 - 160 2. For preferred brand name drug with card.....\$30.
 - 161 3. For nonpreferred brand name drug with card.....\$50.
 - 162 4. For generic mail order drug.....\$14.
 - 163 5. For preferred brand name mail order drug.....\$60.
 - 164 6. For nonpreferred brand name mail order drug.....\$100.

165 Section 3. Section 53 of chapter 2012-119, Laws of Florida,
166 is repealed.

167 Section 4. Subsection (5) is added to section 110.131,
168 Florida Statutes, to read:

169 110.131 Other-personal-services employment.—

170 (5) Beginning January 1, 2014, an other-personal-services
171 (OPS) employee who has worked an average of 30 or more hours per
172 week during the past 12 calendar months or who is reasonably
173 expected to work an average of 30 or more hours per week during
174 the 12 calendar months following his or her employment is

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175 eligible to participate in the state group insurance program as
176 provided under s. 110.123.
177 Section 5. Except as otherwise expressly provided in this
178 act, this act shall take effect July 1, 2013.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SB 1810

INTRODUCER: Governmental Oversight and Accountability Committee

SUBJECT: Florida Retirement System

DATE: April 3, 2013

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	McVaney	McVaney		GO SPB 1722 as introduced
2.	McSwain	Hansen	AP	Favorable
3.				
4.				
5.				
6.				

I. Summary:

SB 1810 establishes the contribution rates paid by employers participating in the Florida Retirement System (FRS). These rates are intended to fund the full normal cost and the amortization of the unfunded actuarial liability of the FRS. With these increased contributions, the FRS will receive roughly \$885 million of additional revenues on an annual basis beginning July 1, 2013.

The bill also increases the contributions paid by employers participating in the retiree health insurance subsidy program. With these increased contributions, the Retiree Health Insurance Trust Fund will receive roughly \$42 million of additional revenues on an annual basis beginning July 1, 2013.

Funds are provided in the Senate proposed General Appropriations Bill, SPB 7040, to cover the increased contributions to the FRS and the Retiree Health Insurance Subsidy Trust Fund that state agencies, state universities, Florida College institutions and district school boards will incur as a result of this bill. See Section V.

This bill substantially amends the following sections of the Florida Statutes: 112.363, 121.052, 121.055, 121.071, and 121.71.

II. Present Situation:

The Florida Retirement System

The Florida Retirement System (FRS) was established in 1970 when the Legislature consolidated the Teachers' Retirement System, the State and County Officers and Employees' Retirement System, and the Highway Patrol Pension Fund. In 1972, the Judicial Retirement System was consolidated into the pension plan, and in 2007, the Institute of Food and Agricultural Sciences Supplemental Retirement Program was consolidated under the Regular Class of the FRS as a closed group.¹ The FRS is a contributory system, with all members contributing 3 percent of their salaries.²

The FRS is a multi-employer, contributory plan, governed by the Florida Retirement System Act in Chapter 121, F.S. As of June 30, 2012, the FRS had 623,011 active members, 334,682 retired members and beneficiaries, and 40,556 active members of the Deferred Retirement Option Program (DROP).³ The FRS consists of 1,000 total employers; it is the primary retirement plan for employees of state and county government agencies, district school boards, Florida College institutions, and state universities, and also includes the 185 cities and 251 special districts that have elected to join the system.⁴

The membership of the FRS is divided into five membership classes:

- Regular Class⁵ consists of 535,467 active members, plus 7,675 in renewed membership;
- Special Risk Class⁶ includes 70,005 active members;
- Special Risk Administrative Support Class⁷ has 59 active members;
- Elected Officers' Class⁸ has 2,005 active members, plus 201 in renewed membership; and
- Senior Management Service Class⁹ has 7,295 members, plus 251 in renewed membership.¹⁰

¹ The Florida Retirement System Annual Report, July 1, 2011 – June 30, 2012, at 38. Available online at: https://www.rol.frs.state.fl.us/forms/2011-12_Annual_Report.pdf

² Prior to 1975, members of the FRS were required to make employee contributions of either 4 percent for Regular Class employees or 6 percent for Special Risk Class members. Employees were again required to contribute to the system after July 1, 2011.

³ Florida Retirement System 2011-2012 Annual Report, at 54, 62, and 66.

⁴ *Id.*, at 38.

⁵ The Regular Class is for all members who are not assigned to another class. Section 121.021(12), F.S.

⁶ The Special Risk Class is for members employed as: law enforcement officers, firefighters, correctional officers, probation officers, paramedics and emergency technicians, among others. Section 121.0515, F.S.

⁷ The Special Risk Administrative Support Class is for a special risk member who moved or was reassigned to a nonspecial risk law enforcement, firefighting, correctional, or emergency medical care administrative support position with the same agency, or who is subsequently employed in such a position under the Florida Retirement System. Section 121.0515(8), F.S.

⁸ The Elected Officers' Class is for elected state and county officers, and for those elected municipal or special district officers whose governing body has chosen Elected Officers' Class participation for its elected officers. Section 121.052, F.S.

⁹ The Senior Management Service Class is for members who fill senior management level positions assigned by law to the Senior Management Service Class or authorized by law as eligible for Senior Management Service designation. Section 121.055, F.S.

¹⁰ All figures from Florida Retirement System 2011-2012 Annual Report, at 55.

Investment Plan

In 2000, the Legislature created the Public Employee Optional Retirement Program (investment plan), a defined contribution plan offered to eligible employees as an alternative to the FRS Pension Plan.

Benefits under the investment plan accrue in individual member accounts funded by both employee and employer contributions and earnings. Benefits are provided through employee-directed investments offered by approved investment providers.

A member vests immediately in all employee contributions paid to the investment plan.¹¹ With respect to the employer contributions, a member vests after completing one work year with an FRS employer.¹² Vested benefits are payable upon termination or death as a lump-sum distribution, direct rollover distribution, or periodic distribution.¹³ The investment plan also provides disability coverage for both inline-of-duty and regular disability retirement benefits.¹⁴ An FRS member who qualifies for disability while enrolled in the investment plan must apply for benefits as if the employee were a member of the pension plan. If approved for retirement disability benefits, the member is transferred to the pension plan.¹⁵

The State Board of Administration (SBA) is primarily responsible for administering the investment plan.¹⁶ The SBA is comprised of the Governor as chair, the Chief Financial Officer, and the Attorney General.¹⁷

Pension Plan

The pension plan is administered by the secretary of the Department of Management Services through the Division of Retirement.¹⁸ Investment management is handled by the State Board of Administration.

Any member initially enrolled in the pension plan before July 1, 2011, vests in the pension plan after completing six years of service with an FRS employer.¹⁹ For members enrolled on or after

¹¹ Section 121.4501(6)(a), F.S.

¹² If a member terminates employment before vesting in the investment plan, the nonvested money is transferred from the member's account to the SBA for deposit and investment by the SBA in its suspense account for up to five years. If the member is not reemployed as an eligible employee within five years, then any nonvested accumulations transferred from a member's account to the SBA's suspense account are forfeited. Section 121.4501(6)(b) – (d), F.S.

¹³ Section 121.591, F.S.

¹⁴ See s. 121.4501(16), F.S.

¹⁵ Pension plan disability retirement benefits, which apply for investment plan members who qualify for disability, compensate an inline-of-duty disabled member up to 65 percent of the average monthly compensation as of the disability retirement date for special risk class members. Other members may receive up to 42 percent of the member's average monthly compensation for disability retirement benefits. If the disability occurs other than in the line of duty, the monthly benefit may not be less than 25 percent of the average monthly compensation as of the disability retirement date. Section 121.091(4)(f), F.S.

¹⁶ Section 121.4501(8), F.S.

¹⁷ Section 4, Art. IV, Fla. Const.

¹⁸ Section 121.025, F.S.

¹⁹ Section 121.021(45)(a), F.S.

July 1, 2011, the member vests in the pension plan after eight years of creditable service.²⁰ Benefits payable under the pension plan are calculated based on years of service x accrual rate x average final compensation.²¹ For most members of the pension plan, normal retirement occurs at the earliest attainment of 30 years of service or age 62.²² For public safety employees in the Special Risk and Special Risk Administrative Support Classes, normal retirement is the earliest of 25 years of service or age 55.²³ Members initially enrolled in the pension plan on or after July 1, 2011, have longer vesting requirements. For members initially enrolled after that date, the member must complete 33 years of service or attain age 65, and members in the Special Risk classes must complete 30 years of service or attain age 60.²⁴

Optional Retirement Programs

Eligible employees may choose to participate in one of three retirement programs instead of participating in the FRS:

- Members of the Senior Management Service Class may elect to enroll in the Senior Management Service Optional Annuity Program;²⁵
- Members in specified positions in the State University System may elect to enroll in the State University System Optional Retirement Program;²⁶ and
- Members in specified positions at a Florida College institution may elect to enroll in the State Community College System Optional Retirement Program.²⁷

Contribution Rates

FRS employers are responsible for contributing a set percentage of the member's monthly compensation to the Division of Retirement to be distributed into the FRS Contributions Clearing Trust Fund. The employer contribution rate is a blended contribution rate set by statute, which is the same percentage regardless of whether the member participates in the pension plan or the investment plan.²⁸ The rate is determined annually based on an actuarial study by the Department of Management Services that calculates the necessary level of funding to support all of the benefit obligations under both FRS retirement plans.

²⁰ Section 121.021(45)(b), F.S.

²¹ Section 121.091, F.S.

²² Section 121.021(29)(a)1., F.S.

²³ Section 121.021(29)(b)1., F.S.

²⁴ Sections 121.021(29)(a)2. and (b)2., F.S.

²⁵ The Senior Management Service Optional Annuity Program (SMSOAP) was established in 1986 for members of the Senior Management Service Class. Employees in eligible positions may irrevocably elect to participate in the SMSOAP rather than the FRS. Section 121.055(6), F.S.

²⁶ Eligible participants of the State University System Optional Retirement Program (SUSORP) are automatically enrolled in the SUSORP. However, the member must execute a contract with a SUSORP provider within the first 90 days of employment or the employee will default into the pension plan. If the employee decides to remain in the SUSORP, the decision is irrevocable and the member must remain in the SUSORP as long as the member remains in a SUSORP-eligible position. Section 121.35, F.S.

²⁷ If the member is eligible for participation in a State Community College System Optional Retirement Program, the member must elect to participate in the program within 90 days of employment. Unlike the other optional programs, an employee who elects to participate in this optional retirement program has one opportunity to transfer to the FRS. Section 1012.875, F.S.

²⁸ Section 121.70(1), F.S.

The following are the current employer contribution rates for each class:²⁹

Membership Class	Effective July 1, 2012		Effective July 1, 2013	
	Normal Cost	UAL Rate	Normal Cost	UAL Rate
Regular Class	3.55%	0.49%	3.55%	2.02%
Special Risk Class	11.01%	2.75%	11.01%	7.03%
Special Risk Administrative Support Class	3.94%	0.83%	3.94%	27.04%
Elected Officer's Class				
• Legislators, Governor, Lt. Governor, Cabinet Officers, State Attorneys, Public Defenders	6.51%	0.88%	6.51%	27.18%
• Justices and Judges	10.02%	0.77%	10.02%	16.38%
• County Officers	8.36%	0.73%	8.36%	23.01%
Senior Management Service Class	4.84%	0.32%	4.84%	11.25%
Deferred Retirement Option Program	4.33%	0.0%	4.33%	6.21%

For all membership classes, except the DROP, employees contribute 3 percent of their compensation towards retirement.³⁰

After employer and employee contributions are placed into the FRS Contributions Clearing Trust Fund, the allocations under the investment plan are transferred to third-party administrators to be placed in the employee's individual investment accounts, whereas contributions under the pension plan are transferred into the FRS Trust Fund.³¹

In the annual actuarial valuation of the Florida Retirement, based on July 1, 2012, plan assets and liabilities, Milliman, Inc., the state actuary, determined the following key data relating to the FRS pension plan.³²

	Valuation Results	
	July 1, 2011	July 1, 2012
Actuarial Liability	\$144.1 b	\$147.2 b
Actuarial Value of Assets	\$126.1 b	\$127.9 b
Unfunded Actuarial Liability	\$18.0 b	\$19.3 b
Funded Percentage	87.5%	86.9%

In addition to the actuarial information relating to the FRS pension plan, Milliman, Inc., provided recommended blended rates to be assessed against employers participating in the FRS. These recommended blended rates are noted in the table below for both normal costs as well as the amortization of the unfunded actuarial liability of the FRS pension plan.

²⁹ Section 121.71(4) and (5), F.S.

³⁰ Section 121.71(3), F.S.

³¹ See sections 121.4503 and 121.72(1), F.S.

³² Florida Retirement System Actuarial Valuation as of July 1, 2012, completed by Milliman, Inc.

Membership Class	Effective July 1, 2013		
	Normal Cost	UAL Rate	Total
Regular Class	3.53%	2.19%	5.72%
Special Risk Class	11.00%	6.83%	17.83%
Special Risk Administrative Support Class	4.17%	30.56%	34.73%
Elected Officer's Class			
• Legislators, Governor, Lt. Governor, Cabinet Officers, State Attorneys, Public Defenders	6.52%	24.85%	31.37%
• Justices and Judges	10.05%	17.00%	27.05%
• County Officers	8.44%	23.36%	31.80%
Senior Management Service Class	4.81%	12.27%	17.08%
Deferred Retirement Option Program	4.63%	7.01%	11.64%

Retiree Health Insurance Subsidy

Section 112.363, Florida Statutes, provides for a retiree health insurance subsidy. This subsidy is paid from the Retiree Health Insurance Subsidy Trust Fund to eligible retirees in the Florida Retirement System (FRS). The amount of the monthly subsidy is \$5 for each year of service in the FRS, but not less than \$30 nor more than \$150.

The subsidy is funded through a contribution by employers participating in the FRS. The current contribution is 1.11% of the employer's monthly payroll. The contribution is paid to the Department of Management Services for deposit in the Retiree Health Insurance Subsidy Trust Fund. This program is funded on a "pay-as-you-go" basis rather than on an actuarial basis. This means that the revenues and expenditures of the trust fund are designed to match each other on an annual basis, with minimal reserves accumulated.

Participants of the university, community college, and senior management service defined contribution retirement programs receive contributions directly into their retirement accounts during the years of employment; these participants will not receive the subsidies during retirement. Participants of the FRS investment plan will not receive the health insurance subsidy contributions directly but will be eligible to receive the health insurance subsidy upon retirement.

Sections 121.052, 121.055, and 121.071, F.S., also set forth the employer-paid contributions for the retiree health insurance trust fund for the various FRS membership classes.

In the annual actuarial valuation of the Retiree Health Insurance Subsidy Trust Fund, dated December 31, 2012, Milliman, Inc., the state actuary, determined the following key cash flow data for FY 2010-11 and FY 2011-12.³³ Under current law and current administration, the trust fund is expected to deplete its reserves by April 2015. After that date, the trust fund may not have sufficient revenues to pay the full monthly benefits to retirees.

³³ Actuarial Valuation of the Health Insurance Subsidy under GASB 27, completed by Milliman, Inc.

Retiree Health Insurance Subsidy Trust Fund				
Changes in Fund Balance				
	FY 2010-11	FY 2011-12	FY 2012-13	FY 2013-14
Fund Balance – beginning of Year	291,458,619	\$271,349,733	\$220,345,962	\$142,853,225
Revenues	\$336,132,909	\$323,494,746	\$325,845,577	\$335,891,340
Expenditures	\$356,241,794	\$374,498,517	\$403,338,314	\$414,342,746
Excess of Revenues over Expenditures	(20,108,886)	(51,003,771)	(77,492,737)	(78,451,406)
Fund Balance – end of year	\$271,349,733	\$220,345,962	\$142,853,225	\$64,401,819
Reserves (balance / monthly expenses)	9.1 months	7.1 months	4.25 months	1.9 months

III. Effect of Proposed Changes:

The bill increases the employer-paid contributions for the retiree health insurance subsidy program. Also, the bill revises the employer-paid normal cost rates and unfunded actuarial liability (UAL) rates for the FRS, as determined by the July 1, 2012 Annual Valuation as necessary to adequately fund the costs of retirement benefits during Fiscal Year 2013-2014.

Section 1 amends s. 112.363, F.S., beginning July 1, 2013, to increase the employer paid contribution to the Retiree Health Insurance Trust Fund from 1.11% of gross compensation to 1.25% of gross compensation for each member of the Florida Retirement System.

Section 2 amends s. 121.052, F.S., beginning July 1, 2013, to increase the employer paid contribution to the Retiree Health Insurance Trust Fund from 1.11% of gross compensation to 1.25% of gross compensation for each member of the Elected Officers’ Class of Florida Retirement System.

Section 3 amends s. 121.055, F.S., beginning July 1, 2013, to increase the employer paid contribution to the Retiree Health Insurance Trust Fund from 1.11% of gross compensation to 1.25% of gross compensation for each member of the Senior Management Service Class of Florida Retirement System.

Section 4 amends s. 121.071, F.S., beginning July 1, 2013, to increase the employer paid contribution to the Retiree Health Insurance Trust Fund from 1.11% of gross compensation to 1.25% of gross compensation for each member of the Regular, Special Risk, and Special Risk Administrative Support classes of Florida Retirement System.

Section 5 amends s. 121.71, F.S., to set the employer-paid contributions to the Florida Retirement System Trust Fund for each member of the FRS.

Sections 6 and 7 provide findings that the bill fulfills important state interests.

The bill provides an effective date of July 1, 2013.

IV. Constitutional Issues:**A. Municipality/County Mandates Restrictions:**

Subsection (a) of s. 18, Art. VII of the Florida Constitution provides that “no county or municipality shall be bound by any general law requiring such county or municipality to spend funds . . . unless the legislature has determined that such law fulfills an important state interest and unless: . . . the expenditure is required to comply with a law that applies to all persons similarly situated . . .”.

This bill includes legislative findings that the bill fulfills important state interests, and the bill applies to all persons similarly situated (those employers participating in the Florida Retirement System), including state agencies, school boards, community colleges, counties, and municipalities.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:**Florida Retirement System**

With the enactment of this legislation, the revenues expected to flow into the Florida Retirement System Trust Fund in FY 2013-2014 will increase by approximately \$885.5 million from employers when compared to the revenues generated in FY 2012-13. The increases by employer group for FY 2013-14 are noted below.

Employer Group	Additional Employer Paid Contributions			Fund Source for Payment of Contributions	
	Normal Cost	Unfunded Actuarial Liabilities	Total	General Revenue	Trust Fund
State Agencies	\$0.5 m	\$177.0 m	\$177.5 m	\$110.0 m	\$67.5 m
Universities	\$0.1 m	\$71.8 m	\$71.9 m	\$40.3 m	0
Colleges	\$0.1m	\$27.7 m	\$27.8 m	\$27.8 m	0
School Boards	\$1.1 m	\$295.9 m	\$297.0 m	\$297.0 m	0
Counties	\$0.7 m	\$263.4 m	\$264.1 m	0	0
Other	Insig.	\$47.2 m	\$47.2 m	0	0
Total	\$2.4 m	\$882.9 m	\$885.5 m	\$475.1 m	\$67.5 m

Retiree Health Insurance Trust Fund

With the enactment of this legislation, the revenues expected to flow into the Retiree Health Insurance Trust Fund will increase by approximately \$42.1 million annually. The increases by employer group for FY 2013-14 are noted below. With these increased contributions, the trust fund is not expected to deplete its reserves until June 2018.

Employer Group	New Contributions	Fund Source for Payment of Contributions	
		General Revenue	Trust Fund
State Agencies	\$6.8 m	\$3.4 m	\$3.4 m
Universities	\$1.8 m	\$1.2 m	0
Colleges	\$1.4 m	\$1.4 m	0
School Boards	\$18.5 m	\$18.5 m	0
Counties	\$11.3 m	0	0
Other	\$2.3 m	0	0
Total	\$42.1 m	\$24.5 m	\$3.4 m

Funds are provided in the Senate proposed General Appropriations Bill, SPB 7040, to cover the increased contributions to the FRS and the Retiree Health Insurance Subsidy Trust Fund that state agencies, state universities, Florida College institutions and district school boards will incur as a result of this bill.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

- B. **Amendments:**

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By the Committee on Governmental Oversight and Accountability

585-02856-13

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1 A bill to be entitled
 2 An act relating to the Florida Retirement System;
 3 amending ss. 112.363, 121.052, 121.055, and 121.071,
 4 F.S.; revising the employer contribution rates for the
 5 retiree health insurance subsidy; amending s. 121.71,
 6 F.S.; revising the required employer retirement
 7 contribution rates for members of each membership
 8 class and subclass of the Florida Retirement System;
 9 providing findings of an important state interest;
 10 providing an effective date.
 11
 12 Be It Enacted by the Legislature of the State of Florida:
 13
 14 Section 1. Subsection (8) of section 112.363, Florida
 15 Statutes, is amended to read:
 16 112.363 Retiree health insurance subsidy.—
 17 (8) CONTRIBUTIONS.—For purposes of funding the insurance
 18 subsidy provided by this section:
 19 (a) Beginning October 1, 1987, the employer of each member
 20 of a state-administered retirement plan shall contribute 0.24
 21 percent of gross compensation each pay period.
 22 (b) Beginning January 1, 1989, the employer of each member
 23 of a state-administered retirement plan shall contribute 0.48
 24 percent of gross compensation each pay period.
 25 (c) Beginning January 1, 1994, the employer of each member
 26 of a state-administered retirement plan shall contribute 0.56
 27 percent of gross compensation each pay period.
 28 (d) Beginning January 1, 1995, the employer of each member
 29 of a state-administered retirement plan shall contribute 0.66

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30 percent of gross compensation each pay period.
 31 (e) Beginning July 1, 1998, the employer of each member of
 32 a state-administered retirement plan shall contribute 0.94
 33 percent of gross compensation each pay period.
 34 (f) Beginning July 1, 2001, the employer of each member of
 35 a state-administered plan shall contribute 1.11 percent of gross
 36 compensation each pay period.
 37 (g) Beginning July 1, 2013, the employer of each member of
 38 a state-administered plan shall contribute 1.25 percent of gross
 39 compensation each pay period.
 40
 41 Such contributions shall be submitted to the Department of
 42 Management Services and deposited in the Retiree Health
 43 Insurance Subsidy Trust Fund.
 44 Section 2. Subsection (7) of section 121.052, Florida
 45 Statutes, is amended to read:
 46 121.052 Membership class of elected officers.—
 47 (7) CONTRIBUTIONS.—
 48 (a) The following table states the required retirement
 49 contribution rates for members of the Elected Officers' Class
 50 and their employers in terms of a percentage of the member's
 51 gross compensation. A change in a contribution rate is effective
 52 with the first salary paid on or after the beginning date of the
 53 change. Contributions shall be made or deducted as may be
 54 appropriate for each pay period and are in addition to the
 55 contributions required for social security and the Retiree
 56 Health Insurance Subsidy Trust Fund.
 57 1.
 58

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Dates of Contribution	Members	Employers
Rate Changes		
July 1, 2001, through June 30, 2002		
Legislators	0%	15.14%
Governor, Lt. Governor, Cabinet Officers	0%	15.14%
State Attorneys, Public Defenders	0%	15.14%
Justices, Judges	0%	20.61%
County Elected Officers	0%	17.61%

2. Effective July 1, 2002, the required retirement contribution rates shall be specified in s. 121.71.

(b) The employer paying the salary of a member of the Elected Officers' Class shall contribute an amount as specified in this subsection or s. 121.71, as appropriate, which shall constitute the employer retirement contribution with respect to such member. The employer shall also withhold one-half of the entire contribution of the member required for social security coverage. Effective July 1, 2011, each member of the Elected Officers' Class shall pay employee contributions as specified in s. 121.71.

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(c) If a member of the Elected Officers' Class ceases to fill an office covered by this class for 3 calendar months for any reason other than retirement and has not been employed in any capacity with any participating employer for 3 calendar months, the member may receive a refund of all contributions he or she has made to the pension plan, subject to the restrictions otherwise provided in this chapter. Partial refunds are not permitted. The refund shall not include any interest earnings on the contributions for a member of the pension plan. Employer contributions made on behalf of the member are not refundable. A member may not receive a refund of employee contributions if a pending or an approved qualified domestic relations order is filed against the member's retirement account. By obtaining a refund of contributions, a member waives all rights under the Florida Retirement System and the health insurance subsidy provided under s. 112.363 to the service credit represented by the refunded contributions, except the right to purchase his or her prior service credit in accordance with s. 121.081(2).

(d) The following table states the required employer contribution on behalf of each member of the Elected Officers' Class in terms of a percentage of the member's gross compensation. Such contribution constitutes the entire health insurance subsidy contribution with respect to each such member. A change in the contribution rate is effective with the first salary paid on or after the beginning date of the change. The retiree health insurance subsidy contribution rate is as follows:

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Dates of Contribution Rate Changes	Contribution Rate
October 1, 1987, through December 31, 1988	0.24%
January 1, 1989, through December 31, 1993	0.48%
January 1, 1994, through December 31, 1994	0.56%
January 1, 1995, through June 30, 1998	0.66%
July 1, 1998, through June 30, 2001	0.94%
Effective <u>July 1, 2001, through June 30, 2013</u>	1.11%
<u>Effective July 1, 2013</u>	<u>1.25%</u>

Such contributions and accompanying payroll data are due and payable no later than the 5th working day of the month immediately following the month during which the payroll period ended and shall be deposited by the administrator in the Retiree Health Insurance Subsidy Trust Fund.

Section 3. Subsection (3) of section 121.055, Florida Statutes, is amended to read:

121.055 Senior Management Service Class.—There is hereby established a separate class of membership within the Florida Retirement System to be known as the "Senior Management Service Class," which shall become effective February 1, 1987.

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Dates of Contribution Rate Changes	Members Employers
July 1, 2001, through June 30, 2002	0% 11.73%

2. Effective July 1, 2002, the required retirement contribution rate shall be as specified in s. 121.71.

(b) The employer paying the salary of a member of the Senior Management Service Class shall contribute an amount as specified in this section or s. 121.71, as appropriate, which shall constitute the entire employer retirement contribution with respect to such member. The employer shall also withhold one-half of the entire contribution of the member required for social security coverage. Effective July 1, 2011, each member shall pay employee contributions as specified in s. 121.71.

(c) Upon termination of employment from all participating

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 152 employers for 3 calendar months for any reason other than
 153 retirement pursuant to s. 121.021(39)(c), a member may receive a
 154 refund of all contributions he or she has made to the pension
 155 plan, subject to the restrictions otherwise provided in this
 156 chapter. Partial refunds are not permitted. The refund shall not
 157 include any interest earnings on the contributions for a member
 158 of the pension plan. Employer contributions made on behalf of
 159 the member are not refundable. A member may not receive a refund
 160 of employee contributions if a pending or an approved qualified
 161 domestic relations order is filed against the member's
 162 retirement account. By obtaining a refund of contributions, a
 163 member waives all rights under the Florida Retirement System and
 164 the health insurance subsidy provided under s. 112.363 to the
 165 service credit represented by the refunded contributions, except
 166 the right to purchase his or her prior service credit in
 167 accordance with s. 121.081(2).

168 (d) The following table states the required employer
 169 contribution on behalf of each member of the Senior Management
 170 Service Class in terms of a percentage of the member's gross
 171 compensation. Such contribution constitutes the entire health
 172 insurance subsidy contribution with respect to each such member.
 173 A change in the contribution rate is effective with the first
 174 salary paid on or after the beginning date of the change. The
 175 retiree health insurance subsidy contribution rate is as
 176 follows:

Dates of Contribution Rate Changes	Contribution Rate
---------------------------------------	----------------------

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179 October 1, 1987, through December 31, 1988	0.24%
180 January 1, 1989, through December 31, 1993	0.48%
181 January 1, 1994, through December 31, 1994	0.56%
182 January 1, 1995, through June 30, 1998	0.66%
183 July 1, 1998, through June 30, 2001	0.94%
184 Effective <u>Effective July 1, 2001, through June 30, 2013</u>	1.11%
185 <u>Effective July 1, 2013</u>	<u>1.25%</u>

186
 187
 188 Such contributions and accompanying payroll data are due and
 189 payable no later than the 5th working day of the month
 190 immediately following the month during which the payroll period
 191 ended and shall be deposited by the administrator in the Retiree
 192 Health Insurance Subsidy Trust Fund.

193 Section 4. Subsection (4) of section 121.071, Florida
 194 Statutes, is amended to read:

195 121.071 Contributions.—Contributions to the system shall be
 196 made as follows:

197 (4) The following table states the required employer
 198 contribution on behalf of each member of the Regular Class,
 199 Special Risk Class, or Special Risk Administrative Support Class

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200 in terms of a percentage of the member's gross compensation.
 201 Such contribution constitutes the entire health insurance
 202 subsidy contribution with respect to each such member. A change
 203 in the contribution rate is effective with the first salary paid
 204 on or after the beginning date of the change. The retiree health
 205 insurance subsidy contribution rate is as follows:

Dates of Contribution Rate Changes	Contribution Rate
October 1, 1987, through December 31, 1988	0.24%
January 1, 1989, through December 31, 1993	0.48%
January 1, 1994, through December 31, 1994	0.56%
January 1, 1995, through June 30, 1998	0.66%
July 1, 1998, through June 30, 2001	0.94%
Effective July 1, 2001, through June 30, 2013	1.11%
<u>Effective July 1, 2013</u>	<u>1.25%</u>

214
 215
 216 Such contributions shall be deposited by the administrator in
 217 the Retiree Health Insurance Subsidy Trust Fund.
 218 Section 5. Subsections (4) and (5) of section 121.71,
 219 Florida Statutes, are amended to read:

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220 121.71 Uniform rates; process; calculations; levy.-
 221 (4) Required employer retirement contribution rates for
 222 each membership class and subclass of the Florida Retirement
 223 System for both retirement plans are as follows:
 224

	Percentage of Gross Compensation, Effective July 1, <u>2013</u>	Percentage of Gross Compensation, Effective July 1, <u>2014</u>
Membership Class	2012	2013
Regular Class	<u>3.53%</u> 3.55%	<u>3.53%</u> 3.55%
Special Risk Class	<u>11.00%</u> 11.01%	<u>11.00%</u> 11.01%
Special Risk Administrative Support Class	<u>4.17%</u> 3.94%	<u>4.17%</u> 3.94%
Elected Officers' Class- Legislators, Governor, Lt. Governor, Cabinet Officers, State Attorneys, Public Defenders	<u>6.52%</u> 6.51%	<u>6.52%</u> 6.51%

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	Elected Officers' Class-			
231	Justices, Judges	<u>10.05%</u> 10.02%	<u>10.05%</u> 10.02%	
	Elected Officers' Class-			
232	County Elected Officers	<u>8.44%</u> 8.36%	<u>8.44%</u> 8.36%	
	Senior Management Class	<u>4.81%</u> 4.84%	<u>4.81%</u> 4.84%	
233	DROP	<u>4.63%</u> 4.33%	<u>4.63%</u> 4.33%	
234				
235	(5) In order to address unfunded actuarial liabilities of			
236	the system, the required employer retirement contribution rates			
237	for each membership class and subclass of the Florida Retirement			
238	System for both retirement plans are as follows:			
239				
240				
		Percentage of	Percentage of	
		Gross	Gross	
		Compensation,	Compensation,	
		Effective	Effective	
		July 1, 2013	July 1, 2014	
	Membership Class	<u>2012</u>	<u>2013</u>	
241				
242				
243	Regular Class	<u>2.19%</u> 0.49%	<u>2.19%</u> 2.02%	
244	Special Risk Class	<u>6.83%</u> 2.75%	<u>6.83%</u> 7.03%	

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	Special Risk			
	Administrative			
245	Support Class	<u>30.56%</u> 0.83%	<u>30.56%</u> 27.04%	
	Elected Officers' Class-			
	Legislators, Governor,			
	Lt. Governor,			
	Cabinet Officers,			
	State Attorneys,			
	Public Defenders	<u>24.85%</u> 0.88%	<u>24.85%</u> 27.18%	
246				
	Elected Officers' Class-			
	Justices, Judges	<u>17.00%</u> 0.77%	<u>17.00%</u> 16.38%	
247				
	Elected Officers' Class-			
	County Elected Officers	<u>23.36%</u> 0.73%	<u>23.36%</u> 23.01%	
248				
	Senior Management Service Class	<u>12.27%</u> 0.32%	<u>12.27%</u> 11.25%	
249				
	DROP	<u>7.01%</u> 0.00%	<u>7.01%</u> 6.21%	
250				
251	Section 6. <u>The Legislature finds that a proper and</u>			
252	<u>legitimate state purpose is served when employees, officers, and</u>			
253	<u>retirees of the state and its political subdivisions, and the</u>			
254	<u>dependents, survivors, and beneficiaries of such employees,</u>			
255	<u>officers, and retirees, are extended the basic protections</u>			
256	<u>afforded by governmental retirement systems. These persons must</u>			
257	<u>be provided benefits that are fair and adequate and that are</u>			
258	<u>managed, administered, and funded in an actuarially sound</u>			

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259 manner, as required by s. 14, Article X of the State
260 Constitution and part VII of chapter 112, Florida Statutes.
261 Therefore, the Legislature determines and declares that this act
262 fulfills an important state interest.

263 Section 7. The Legislature finds that a proper and
264 legitimate state purpose is served when employees, officers, and
265 retirees of the state and of its political subdivisions, and the
266 dependents, survivors, and beneficiaries of such employees,
267 officers, and retirees, are extended the basic protections
268 afforded governmental retirement systems that provide fair and
269 adequate benefits, including health insurance subsidies, and
270 that are managed, administered, and funded in a reasonable
271 manner. Therefore, the Legislature hereby determines and
272 declares that this act fulfills an important state interest.

273 Section 8. This act shall take effect July 1, 2013.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SPB 7048

INTRODUCER: For consideration by the Appropriations Committee

SUBJECT: Court-appointed counsel

DATE: April 3, 2013

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Harkness	Hansen		Submitted as committee bill
2.				
3.				
4.				
5.				
6.				

I. Summary:

SPB 7048 modifies compensation limits of fees paid to court-appointed attorneys and eliminates provisions which permit the courts to establish limited registries of court-appointed attorneys. The bill conforms the statutes, relating to court appointed counsel, to the Senate Proposed General Appropriation, SPB 7040, for Fiscal Year 2013-2014.

The bill has no fiscal impact per se, but permits the Legislature to increase the fee rates paid to court-appointed attorneys annually.

The bill provides an effective date of July 1, 2013.

The bill substantially amends sections 27.40 and 27.5304, Florida Statutes:.

II. Present Situation:

Court Appointed Counsel

Pursuant to section 27.51, F.S., the Office of the Public Defender in each judicial circuit is primarily responsible for representing indigent defendants who have been charged or arrested for criminal offenses. If the Office of the Public Defender has a conflict of interest, then the judge appoints the Office of Criminal Conflict and Civil Regional Counsel to provide legal services.¹ If

¹ Section 27.511(5), F.S.

the Office of Criminal Conflict and Civil Regional Counsel has a conflict, then the judge appoints counsel from a registry of private attorneys willing to take these conflict cases.²

Private court-appointed attorneys are compensated according to a schedule of flat fees listed each year in the General Appropriations Act (GAA). Section 27.5304(1), F.S., requires that the GAA annually sets out the actual specific attorney fee. The specific attorney fees listed in the GAA annually may not exceed limits set out in section 27.5304(5), F.S.

In addition, the Legislature has created a statutory scheme requiring an evidentiary hearing to allow conflict counsel on “rare occasions” to move that the court allow the payment of attorney fees which exceed the flat fees in cases that have required “extraordinary and unusual effort”.³ If the court finds that counsel has proved by “competent and substantial evidence” that the case required extraordinary and unusual effort, the court must order compensation at a percentage above the flat fee rate.⁴ The percentage may not exceed 200% of the applicable flat fee rate unless the court finds that the 200% rate would be confiscatory. If the court finds such a rate to be confiscatory, the court may order compensation to be paid using an hourly rate not to exceed \$75 per hour for a noncapital case and \$100 per hour for a capital case.⁵

The costs of court-appointed counsel, including court-ordered payments over the flat fee, have exceeded appropriations in the last several years. For example, for Fiscal Year 2011-2012, the Legislature appropriated \$3 million to cover payments above the flat fees in the GAA; estimated expenditures were over \$7 million. To resolve such deficits, the Legislature transferred funds from other due process categories in the Justice Administrative Commission’s budget to pay conflict counsel fees.

Office of the State Court Administrator (OSCA) Flat Fee Study

In response to escalating due process costs, the 2012 Legislature included proviso language in the 2012-2013 GAA directing the Office of the State Court Administrator (OSCA) to conduct a study of the adequacy and reasonableness of the current flat fee limits and the statutory hourly rates listed in section 27.5304(12), F.S.⁶ With the exception of fees for capital cases, the OSCA noted that the flat fee rates have not been adjusted since 1981. As part of the study, the OSCA conducted a comparative analysis of the flat fees using four different methodologies: 1) using actual historical data of payments made at and over the flat fee by case type; 2) adjusting rates based on the Consumer Price Index (CPI); (3) adjusting rates based on the Bureau of Labor Statistics (BLS) growth rate in attorney earnings from 1981 to 2010; and, (4) comparing to rates charged by private attorneys for non-court appointed cases (obtained from an OSCA survey). Using the calculations derived from the four methodologies, the OSCA found that the current flat fee rates for capital/capital appeals, felony life, and Racketeer Influenced and Corrupt Organizations (RICO) cases were appreciably lower than the results derived from the four methods (see chart below).

² Section 27.40(2)(a), F.S.

³ Section 27.5304(12), F.S.

⁴ Section 27.5304(12)(d), F.S.

⁵ Id.

⁶ Chapter 2012-118, Laws of Fla., specific appropriation 828.

**Criminal Conflict Attorney Case Payments
Comparative Analysis of Rates Derived by Four Methodologies**

Case Description	Current Flat Fee	Statutory Cap	Method 1: Median Amt. Paid Over the Flat Fee	Method 2: Adjusted for CPI	Method 3: Adjusted based on BLS growth rate in attorneys' earnings	Method 4: Percent of attorneys indicating they charge a higher rate for non-court appointed representation than the flat fee
Capital – 1 st Degree Murder (Lead/Co-counsel)	\$15,000	\$15,000	\$34,890	\$16,734	\$16,560	90.8%
Capital – 1 st Degree – Death Penalty Waived (Lead Counsel)	\$2,500	\$3,000	\$12,990	\$7,634	\$9,654	84.1%
Felony Life	\$2,500	\$3,000	\$8,215	\$7,634	\$9,654	100.0%
Felony Life - RICO	\$2,500	\$3,000	\$17,423	\$7,634	\$9,654	84.1%
Capital Appeals	\$2,000	\$2,500	\$40,710	\$5,089	\$6,436	93.9%
Capital Sexual Battery	\$2,000	\$3,000	\$6,962	\$7,634	\$9,654	100.0%
Felony Punishable by Life – RICO	\$2,000	\$2,500	\$12,015	\$6,362	\$8,045	96.9%
Felony – 1 st Degree - RICO	\$1,500	\$2,500	\$10,950	\$6,362	\$8,045	98.8%

Source: Office of the State Court Administrator

The OSCA concluded that the current flat fee rates “call into question whether the current fees are adequate or reasonable. A meta-analysis of the four methodologies would indicate that rate adjustments [for these eight case types] are warranted.”⁷ As shown below, when the court awarded fees above the flat fee rates for capital, felony life, and RICO case types, the amounts were, on average, significantly higher than the flat fee rates. According to the OSCA, the courts award amounts higher than the established flat fees for these types of cases because they involve more complex legal and factual issues.

**Criminal Conflict Attorney Cases Paid Over the Flat Fee
Average and Median Amounts Paid Per Closed Case
FY 2007-08 through September of FY 2012-13**

Case Description	Flat Fee	Total Cases	Cases Paid Over the Flat Fee	% Paid Over the Flat Fee	Average Paid per Closed Case Over the Flat Fee	Median Paid per Closed Case Over the Flat Fee
Capital – 1 st Degree Murder (Lead/Co-counsel)	\$15,000	643	203	31.6%	\$43,947	\$34,890
Capital – 1 st Degree – Death Penalty Waived (Lead Counsel)	\$2,500	38	29	76.3%	\$13,815	\$12,990
Felony Life	\$2,500	1,246	194	15.6%	\$12,196	\$8,215
Felony Life - RICO	\$2,500	12	9	75.0%	\$28,438	\$17,423
Capital Appeals	\$2,000	14	7	50.0%	\$47,385	\$40,710
Capital Sexual Battery	\$2,000	108	24	22.2%	\$8,312	\$6,962
Felony Punishable by Life – RICO	\$2,000	6	6	100.0%	\$11,252	\$12,015
Felony – 1 st Degree - RICO	\$1,500	83	80	96.4%	\$16,455	\$10,950

Source: Office of the State Court Administrator analysis of Justice Administrative Commission data

⁷ Office of the State Court Administrator, *A Study of the Compensation of Private Court-Appointed Conflict Counsel in Criminal Cases in Florida*, January 15, 2013.

Limited Registry

The 2012 Legislature passed SB 1960 which, in part, gave the chief judge in each circuit the authority to establish a limited registry of court-appointed attorneys to assign to conflict cases. The law requires attorneys who want to be on the limited registry to certify that they are willing to accept, as full payment, the prescribed flat fees in all cases except RICO and capital cases. This provision was designed to give the court more authority to control due process costs over the flat fee and curb increases in due process expenditures. Attorneys on the limited registry are assigned to cases first and attorneys on the court's general registry are appointed if no attorneys are available on the limited registry. The law aimed to award more cases to attorneys willing to accept the flat fees. While an individual conflict case arguably provides limited compensation, attorneys may earn reasonable compensation overall if given the opportunity to accept a greater volume of cases.

Since its passage into law, the provisions of SB 1960 related to the limited registry have been the subject of litigation.⁸ Litigants have challenged the constitutionality of the limited registry arguing that it interferes with adequate representation and the defendant's Sixth Amendment right to assistance of counsel. In other words, an attorney's right to fair compensation is linked to the defendant's right to effective representation. If an attorney is not fairly compensated for his/her time, energy, and talent, a defendant's Sixth Amendment rights are not protected. These cases note that a similar issue was raised in *Olive v. Maas*, 811 So.2d 644 (Fla. 2002) in which an attorney selected to represent a defendant in postconviction proceedings would not sign the contract agreeing to the capped fee schedule. In that case, the Florida Supreme Court relied upon *Makemson v. Martin County*, 491 Sp.2d 1109 (Fla. 1986) which found that while the statute was not unconstitutional on its face, the statute was "unconstitutional when applied in such a manner as to curtail the court's inherent power to ensure the adequate representation of the criminally accused."⁹ In *Olive*, the Court opined that a mandatory cap interferes with the right to counsel in that:

- (1) It creates an economic disincentive for appointed counsel to spend more than a minimum amount of time on the case; and (2) it discourages competent attorneys from agreeing to a court appointment, thereby diminishing the pool of experienced talent available to the trial court.¹⁰

The litigation associated with SB 1960 is ongoing.

III. Effect of Proposed Changes:

This bill eliminates the limited registry provisions from SB 1960 and modifies the cap on certain flat fees.

⁸ In Re: Administrative File 12-254(60); Brent Del Gaizo v. Honorable Peter M. Weinstein, Chief Judge of the 17th Judicial Circuit, Melodee A. Smith, member of the 17th Judicial Circuit Limited Registry and Honorable Howard Forman, Clerk of the 17th Judicial Circuit, Case No. 4D122-2548 (4th DCA); David S. Markus v. Honorable Joel H. Brown, Chief Justice of the 11th Judicial Circuit, Robert L. White, III, and Honorable Harvey Ruvlin, Clerk of the 11th Judicial Circuit, Case No. 3D12-2034 (3rd DCA).

⁹ *Makemson*, 491 So.2d at 1112.

¹⁰ *Olive*, 811 So.2d at 652.

Section 1 removes language in s. 27.40(3), F.S., added by SB 1960 (2012) that permitted the chief justice in each circuit to create limited registry. As a result of this bill, Florida law would once again permit only one registry from which to select court-appointed attorneys to represent indigent clients.

Section 2 revises the flat fees rate statutory caps for life felonies, capital cases, and appeals cases. The changes provide higher caps for three classes of cases:

- Life felony cases - \$3,000 to \$9,000.
- Capital case - \$15,000 to \$25,000.
- Appeals cases - \$2,000 to \$9,000.

These changes would allow the Legislature to increase the actual flat fee compensation for these case types, which is set yearly in the GAA.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

Section 1 of the bill eliminates the limited registry provisions in law, which were designed to contain due process costs. Since the passage of the bill in June 2012, the courts have not determined whether the limited registries have reduced due process costs. Accordingly, the fiscal impact of eliminating the limited registries is indeterminate. Section 2 of the bill increases the statutory caps for selected case types. However, since the actual flat fee rates are established in the GAA, this section does not have a fiscal impact.

This bill only has a fiscal impact if the Legislature makes changes to the flat fee rates in the GAA. For example, the OSCA proposed a modification of flat fees in the GAA for eight critical case types, as shown below:

Case Description	Current Flat Fee	Statutory Cap	Proposed Flat Fee
Capital – 1 st Degree Murder (Lead/Co-counsel)	\$15,000	\$15,000	\$25,000
Capital – 1 st Degree – Death Penalty Waived (Lead Counsel)	\$2,500	\$3,000	\$9,000
Felony Life	\$2,500	\$3,000	\$5,000
Felony Life - RICO	\$2,500	\$3,000	\$9,000
Capital Appeals	\$2,000	\$2,500	\$9,000
Capital Sexual Battery	\$2,000	\$3,000	\$4,000
Felony Punishable by Life – RICO	\$2,000	\$2,500	\$6,000
Felony – 1 st Degree - RICO	\$1,500	\$2,500	\$5,000

Source: Office of the State Court Administrator

the OSCA’s proposed flat fee was derived by first calculating the median amounts paid in excess of the flat fees. Next, the OSCA calculated new median amounts based on data that removed the highest 25% of the cases paid in excess of the flat fees. Finally, the OSCA reduced these figures by an additional 25% to arrive at the proposed flat fees, with the exception of *Capital – 1st Degree Murder (Lead/Co-Counsel)*, which was reduced to \$25,000. Due to limited data available for *Felony – Life RICO*, *Capital Appeals*, and *Felony Punishable by Life –RICO* cases paid in excess of the flat fees, the OSCA reduced the proposed flat fees for these categories to more reasonable amounts. The OSCA calculated a fiscal impact of approximately \$1.97 million if the Legislature adopted the proposed flat fee rates for the eight cases types shown in the table above.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

FOR CONSIDERATION By the Committee on Appropriations

576-01792-13

20137048__

1 A bill to be entitled
 2 An act relating to court-appointed counsel; amending
 3 s. 27.40, F.S.; eliminating limited registry
 4 provisions; amending s. 27.5304, F.S.; revising
 5 statutory caps for certain flat fees; providing an
 6 effective date.
 7
 8 Be It Enacted by the Legislature of the State of Florida:
 9
 10 Section 1. Subsection (3) of section 27.40, Florida
 11 Statutes, is amended to read:
 12 27.40 Court-appointed counsel; circuit registries; minimum
 13 requirements; appointment by court.—
 14 (3) In utilizing a registry:
 15 (a) The chief judge of the circuit shall compile a list of
 16 attorneys in private practice, by county and by category of
 17 cases, and provide the list to the clerk of court in each
 18 county. ~~The chief judge of the circuit may restrict the number~~
 19 ~~of attorneys on the general registry list.~~ To be included on a
 20 registry, attorneys shall certify:
 21 1. That they meet any minimum requirements established by
 22 the chief judge and by general law for court appointment;
 23 2. That they are available to represent indigent defendants
 24 in cases requiring court appointment of private counsel; and
 25 3. That they are willing to abide by the terms of the
 26 contract for services, ~~and~~
 27 4. ~~Whether they are willing to accept as full payment the~~
 28 ~~flat fees prescribed in s. 27.5304, notwithstanding the~~
 29 ~~provisions of s. 27.5304(12), except for cases brought under the~~

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30 ~~Racketeer Influenced and Corrupt Organizations Act and capital~~
 31 ~~cases as defined in s. 27.5304(5)(a)4.~~
 32
 33 To be included on a registry, an attorney also must enter into a
 34 contract for services with the Justice Administrative
 35 Commission. Failure to comply with the terms of the contract for
 36 services may result in termination of the contract and removal
 37 from the registry. Each attorney on the registry is ~~shall be~~
 38 responsible for notifying the clerk of the court and the Justice
 39 Administrative Commission of any change in his or her status.
 40 Failure to comply with this requirement is ~~shall be~~ cause for
 41 termination of the contract for services and removal from the
 42 registry until the requirement is fulfilled. ~~In addition to~~
 43 ~~general registries, the chief judge may establish limited~~
 44 ~~registries that include only those attorneys willing to waive~~
 45 ~~compensation in excess of the flat fee prescribed in s. 27.5304,~~
 46 ~~notwithstanding the provisions of s. 27.5304(12).~~
 47 (b) The court shall appoint attorneys in rotating order in
 48 the order in which names appear on the applicable registry,
 49 unless the court makes a finding of good cause on the record for
 50 appointing an attorney out of order. ~~If a chief judge~~
 51 ~~establishes a limited registry of attorneys willing to waive~~
 52 ~~compensation in excess of the flat fee, the court shall appoint~~
 53 ~~attorneys from that limited registry unless there are no~~
 54 ~~attorneys available to accept the appointment on the limited~~
 55 ~~registry.~~ The clerk of court shall maintain the registry and
 56 provide to the court the name of the attorney for appointment.
 57 An attorney not appointed in the order in which his or her name
 58 appears on the list shall remain next in order.

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59 (c) If the number of attorneys on the registry in a county
60 or circuit for a particular category of cases is inadequate, the
61 chief judge of the particular circuit shall provide to the clerk
62 of court the names of at least three private attorneys who have
63 relevant experience. The clerk of court shall send an
64 application to each of these attorneys to register for
65 appointment.

66 (d) Quarterly, each chief judge shall provide a current
67 copy of each registry to the Chief Justice of the Supreme Court,
68 the state attorney and public defender in each judicial circuit,
69 the office of criminal conflict and civil regional counsel, the
70 clerk of court in each county, and the Justice Administrative
71 Commission. ~~Circuits utilizing a limited registry list as~~
72 ~~allowed by paragraph (a) shall include the race, gender, and~~
73 ~~national origin of all attorneys listed in and appointed under~~
74 ~~the limited registry.~~

75 Section 2. Paragraph (a) of subsection (5) of section
76 27.5304, Florida Statutes, is amended to read:

77 27.5304 Private court-appointed counsel; compensation;
78 notice.—

79 (5) The compensation for representation in a criminal
80 proceeding shall not exceed the following:

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

83 2. For noncapital, nonlife felonies represented at the
84 trial level: \$2,500.

85 3. For life felonies represented at the trial level: \$9,000
86 ~~\$3,000~~.

87 4. For capital cases represented at the trial level:

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88 \$25,000 ~~\$15,000~~. For purposes of this subparagraph, a "capital
89 case" is any offense for which the potential sentence is death
90 and the state has not waived seeking the death penalty.

91 5. For representation on appeal: \$9,000 ~~\$2,000~~.

92 Section 3. This act shall take effect July 1, 2013.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SPB 7050

INTRODUCER: For consideration by the Appropriations Committee

SUBJECT: Postconviction Capital Collateral Representation

DATE: April 3, 2013

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Harkness	Hansen		Submitted as committee bill
2.				
3.				
4.				
5.				
6.				

I. Summary:

SPB 7050 discontinues the capital collateral representation pilot program in the Northern region and provides for the assumption of certain contracting and billing functions by the Justice Administrative Commission. The bill conforms the statutes relating to post conviction capital collateralization representation to the Senate Proposed General Appropriation for Fiscal Year 2013-2014.

This bill has an estimated fiscal impact of \$324,254 for the last three quarters of Fiscal Year 2013-2014; the annualized fiscal impact is \$423,338. The bill will also save approximately \$131,686 in recurring general revenue annually by transferring registry contracting and billing functions to the Justice Administrative Commission.

This bill provides an effective date of October 1, 2013.

This bill substantially amends the following sections of the Florida Statutes: 27.701, 27.702, 27.710, and 27.711.

II. Present Situation:

Overview of Death Penalty Proceedings

After a defendant has been sentenced to death, he or she is entitled to challenge the conviction and sentence in three distinct stages. First, the public defender or private counsel is required to file a direct appeal to the Florida Supreme Court. An appeal of the Florida Supreme Court's decision on direct appeal is to the United States Supreme Court by petition for certiorari.

Second, if the U.S. Supreme Court rejects the appeal, state postconviction proceedings, or collateral review, begins. The Capital Collateral Regional Counsel (CCRC) represents the defendants in postconviction proceedings. Rules 3.850 and 3851, Fla. R. Crim. P., control state postconviction proceedings. Unlike a direct appeal which challenges the legal errors apparent from the trial transcripts or record on appeal, a postconviction proceeding is designed to raise claims which are collateral to what transpired in the trial court. Consequently, postconviction proceedings usually involve three categories of claims:

- Ineffective assistance of trial counsel;
- Brady violations, i.e., a due process denial from the prosecution's suppression of material, exculpatory evidence; or,
- Newly discovered evidence, for example, post-trial recantation by a principal witness.

Since the consideration of these claims requires new fact-finding, state postconviction motions are filed in the trial court which sentenced the defendant to death. Appeals from postconviction motions are to the Florida Supreme Court. (At this point, the CCRC, in a writ of habeas corpus, usually will raise the claim of ineffective assistance of appellate counsel for the direct appeal.)

The third and final stage is federal habeas corpus, a proceeding controlled by 28 U.S.C. s. 2254 (a). Federal habeas corpus allows a defendant to petition the federal district court to review whether the conviction or sentence violates or was obtained in violation of federal law. Federal habeas corpus is limited to consideration of claims previously asserted in direct appeal or in state postconviction proceedings. Appeals of federal habeas are to the Circuit Court of Appeals and then to the United States Supreme Court.

Capital Collateral Regional Counsel

The Capital Collateral Regional Counsel (CCRC) represents all death sentenced inmates on collateral actions challenging the legality of the judgment and sentence in state and federal courts.¹ Prior to 1997, one capital collateral representative represented all death sentenced inmates. The 1997 Legislature created three regional counsel offices which functioned independently – the Northern Region (Tallahassee), Middle Region (Tampa), and Southern Region (Miami).² Each CCRC represents defendants sentenced within his or her region. In the event that a CCRC has a conflict of interest with a client, the sentencing court may designate another CCRC or private counsel to represent the defendant.³

The 1998 Legislature created a statewide registry of private defense attorneys to supplement the CCRC system and serve as a backup by alleviating case backlogs.⁴ Section 27.710, F.S., requires the Justice Administrative Commission to maintain a statewide registry of attorneys in private practice who have certified that they meet the minimum requirements to individuals sentenced to death in this state, as provided in s. 27.704(2), F.S.

¹ Section 27.702(1), F.S.

² Chapter 97-313, Laws of Fla.

³ Section 27.703(1)

⁴ Chapter 98-197, Laws of Fla.

Registry Pilot Program and Auditor General Review

Chapter 2003-399, Laws of Fla., amended s. 27.701(2), F.S., effective July 1, 2003, to establish a pilot program transferring the responsibilities of the CCRC – Northern region to a registry of private attorneys. The law also required the Auditor General to present a status report on the implementation of the pilot project to the President of the Senate and Speaker of the House of Representatives by February 27, 2004, and a performance audit to determine the effectiveness and efficiency of using attorneys from the registry compared to the CCRC.

In its 2007 report, the Auditor General found that the CCRC cost per case was higher than the registry cost per case.⁵ The differences in costs were the result, in part, of the administrative costs of the CCRC, such as support staff, building rental, furniture, and utilities. The report also concluded that the higher cost for the CCRCs was attributed to more time expended on a per case basis by CCRC attorneys and investigators, numbers of witnesses interviewed, use of experts, and public record requests. The CCRCs provided an average of 355 hours of legal counsel per case and registry attorneys provided an average of 196 hours per case.

The report found that other measures of performance were difficult to interpret. For example, conclusive comparisons of timeliness were difficult to make due to the long duration of cases and the small number of cases available for comparison. The overall length of time under the direct control of the CCRC and registry attorneys required for a capital case to complete the capital collateral representation was 2.0 years for the CCRC cases and 2.1 years for the registry cases. In addition, the CCRCs achieved a higher incidence of providing relief to death row inmates with 14 instances over the 2 years as compared to 5 for the registry; however, this statistic can vary from year to year due to the length of the appellate process and limited number of cases.

The Florida Supreme Court has historically favored the CCRC structure. In response to the Auditor General findings, then Chief Justice R. Fred Lewis wrote “although the audit is principally an accounting analysis and does not include the qualitative analysis favoring the CCRC structure...it is our belief that that upon close analysis the audit report also supports our view that the CCRC structure is superior.”⁶ In 2012, then Chief Justice Charles T. Canady wrote “[t]his Court continues to believe that the provision of representation through the Capital Collateral Regional Counsels (CCRC) structure is far superior to the private attorney registry approach.”⁷

Justice Administrative Commission

The Justice Administrative Commission (JAC) serves 49 judicial-related entities and court appointed counsel by performing over 421,000 financial transactions for approximately 20,000

⁵ Office of the Auditor General, *Capital Collateral Regional Counsel Pilot Program: Performance Review*, Report 2007-092, January 2007.

⁶ Letter to Chair of the Senate Criminal and Civil Justice Appropriations Committee from Chief Justice R. Fred Lewis, (February 11, 2007) (on file with the Senate Budget Subcommittee on Criminal and Civil Justice Appropriations).

⁷ Letter to Chair of the Senate Criminal and Civil Justice Appropriations Committee from Chief Justice Charles T. Canady, (January 3, 2012) (on file with the Senate Budget Subcommittee on Criminal and Civil Justice Appropriations).

employees and vendors throughout the state. Among its responsibilities, the JAC contracts with attorneys who provide court-appointed representation, audits billings for attorney fees, participates in hearings when objecting to attorney fees or costs, and monitors budgetary needs for court-appointed counsel appropriations. The JAC has been processing court-appointed billings since July 1, 2004.

The Department of Financial Services, headed by the Chief Financial Officer, contracts with registry attorneys to provide postconviction representation in the Northern Region pilot program. The department also provides billing services for the registry attorneys. In 1998, when the Legislature created the registry, it tasked the department (at that time the comptroller) with these responsibilities. The department contracts with approximately 200 attorneys and processes, on average, 11 billings each month. The Legislature appropriates the registry attorney due process funding each year to the JAC, which is transferred to the department to process the registry attorney billing.

III. Effect of Proposed Changes:

This bill strikes statutory language in s. 27.701, F.S., authorizing the CCRC registry attorney pilot program. This revision has the effect of restoring the CCRC – Northern Region office.

This bill also amends ss. 27.702, 27.710, and 27.711, F.S., replacing the Chief Financial Officer with the Justice Administrative Commission as the entity responsible for contracting with registry attorneys and processing their invoices for payment.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

This bill eliminates a source of potential earnings for attorneys currently providing capital collateral representation in the Northern region.

C. Government Sector Impact:

Restoration of the CCRC-Northern regional office will have a fiscal impact of approximately \$324,254 in general revenue (nonrecurring \$14,832) for Fiscal Year 2013-14. This estimate is based on an October 1, 2013 start-up date; the annualized total is \$423,338. This funding includes the cost of an interim director (who will serve as first chair), a second attorney (who will serve as second chair), an investigator, and a support staff.⁸ The estimate also includes funding for routine expenses, such as telephones, office supplies, building rental, and data communication, based on the approved 2013-14 Standard Expense Package in the Legislative Budget Request instructions. The estimate also includes funding for due process-related expenses, such as expert witness fees, and funding for court transcripts.

Transferring registry attorney contracting and billing responsibilities from the Department of Financial Services to the JAC will save approximately \$131,686 in general revenue annually. According to the JAC, the department spends \$131,686 in salaries and benefits to fund a full-time auditor and part-time attorney. The JAC contends that it will perform these contracting and billing functions with existing staff.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:**A. Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

⁸ This fiscal impact is predicated on the assumption that the newly-formed Northern regional office would be assigned new cases as they are handed down from the courts; currently assigned cases will continue to be handled by registry attorneys. According to JAC data, the Northern region registry received 5 new cases in Fiscal Year 2010-2011, 3 new cases in Fiscal Year 2011-2012 and 3 new cases in the first half of Fiscal Year 2012-2013.

FOR CONSIDERATION By the Committee on Appropriations

576-02908-13

20137050__

A bill to be entitled

An act relating to postconviction capital collateral proceedings; amending s. 27.701, F.S.; providing for the elimination of a capital collateral counsel pilot program in the northern region of the state; amending s. 27.702, F.S.; requiring each capital collateral regional counsel to provide a report to the Justice Administrative Commission; amending ss. 27.710 and 27.711, F.S.; providing for the assumption of certain duties of the Chief Financial Officer by the Justice Administrative Commission; providing an effective date.

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

Section 1. Section 27.701, Florida Statutes, is amended to read:

27.701 Capital collateral regional counsel.-

~~(1)~~ There are created three regional offices of capital collateral counsel, which shall be located in a northern, middle, and southern region of the state. The northern region shall consist of the First, Second, Third, Fourth, Eighth, and Fourteenth Judicial Circuits; the middle region shall consist of the Fifth, Sixth, Seventh, Ninth, Tenth, Twelfth, Thirteenth, and Eighteenth Judicial Circuits; and the southern region shall consist of the Eleventh, Fifteenth, Sixteenth, Seventeenth, Nineteenth, and Twentieth Judicial Circuits. Each regional office shall be administered by a regional counsel. A regional counsel must be, and must have been for the preceding 5 years, a

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member in good standing of The Florida Bar or a similar organization in another state. Each capital collateral regional counsel shall be appointed by the Governor, and is subject to confirmation by the Senate. The Supreme Court Judicial Nominating Commission shall recommend to the Governor three qualified candidates for each appointment as regional counsel. The Governor shall appoint a regional counsel for each region from among the recommendations, or, if it is in the best interest of the fair administration of justice in capital cases, the Governor may reject the nominations and request submission of three new nominees by the Supreme Court Judicial Nominating Commission. Each capital collateral regional counsel shall be appointed to a term of 3 years. Vacancies in the office of capital collateral regional counsel shall be filled in the same manner as appointments. A person appointed as a regional counsel may not run for or accept appointment to any state office for 2 years following vacation of office.

~~(2) Notwithstanding the provisions of subsection (1), the responsibilities of the regional office of capital collateral counsel for the northern region of the state shall be met through a pilot program using only attorneys from the registry of attorneys maintained pursuant to s. 27.710. Each attorney participating in the pilot must be qualified to provide representation in federal court. The Auditor General shall schedule a performance review of the pilot program to determine the effectiveness and efficiency of using attorneys from the registry compared to the capital collateral regional counsel. The review, at a minimum, shall include comparisons of the timeliness and costs of the pilot and the counsel and shall be~~

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59 ~~submitted to the President of the Senate and the Speaker of the~~
 60 ~~House of Representatives by January 30, 2007. The Legislature~~
 61 ~~may determine whether to convert the pilot program to a~~
 62 ~~permanent program after receipt of the Auditor General's review.~~

63 Section 2. Section 27.702, Florida Statutes, is amended to
 64 read:

65 27.702 Duties of the capital collateral regional counsel;
 66 reports.—

67 (1) The capital collateral regional counsel shall represent
 68 each person convicted and sentenced to death in this state for
 69 the sole purpose of instituting and prosecuting collateral
 70 actions challenging the legality of the judgment and sentence
 71 imposed against such person in the state courts, federal courts
 72 in this state, the United States Court of Appeals for the
 73 Eleventh Circuit, and the United States Supreme Court. The
 74 capital collateral regional counsel and the attorneys appointed
 75 pursuant to s. 27.710 shall file only those postconviction or
 76 collateral actions authorized by statute. The three capital
 77 collateral regional counsel's offices shall function
 78 independently and be separate budget entities, and the regional
 79 counsel shall be the office heads for all purposes. The Justice
 80 Administrative Commission shall provide administrative support
 81 and service to the three offices to the extent requested by the
 82 regional counsel. The three regional offices shall not be
 83 subject to control, supervision, or direction by the Justice
 84 Administrative Commission in any manner, including, but not
 85 limited to, personnel, purchasing, transactions involving real
 86 or personal property, and budgetary matters.

87 (2) The capital collateral regional counsel shall represent

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88 persons convicted and sentenced to death within the region in
 89 collateral postconviction proceedings, unless a court appoints
 90 or permits other counsel to appear as counsel of record.

91 (3) (a) The capital collateral regional counsel shall file
 92 motions seeking compensation for representation and
 93 reimbursement for expenses pursuant to 18 U.S.C. s. 3006A when
 94 providing representation to indigent persons in the federal
 95 courts, and shall deposit all such payments received into the
 96 Capital Collateral Regional Counsel Trust Fund.

97 (b) The court having jurisdiction over any nonindigent or
 98 indigent-but-able-to-contribute defendant who has been receiving
 99 the services of the capital collateral regional counsel may
 100 assess attorney ~~attorney's~~ fees and costs against the defendant
 101 at any stage in the proceedings as the court may deem
 102 appropriate. The determination of indigence of any defendant
 103 shall be made pursuant to s. 27.52. Liability for the costs of
 104 such representation may be imposed in the form of a lien against
 105 the property of the nonindigent or indigent-but-able-to-
 106 contribute defendant, which lien shall be enforceable as
 107 provided in s. 27.561 or s. 938.29.

108 (4) (a) The capital collateral regional counsel or private
 109 counsel shall give written notification of each pleading filed
 110 by that office and the name of the person filing the pleading to
 111 the trial court assigned to the case.

112 (b) Each capital collateral regional counsel ~~and each~~
 113 ~~attorney participating in the pilot program in the northern~~
 114 ~~region pursuant to s. 27.701(2)~~ shall provide a quarterly report
 115 to the President of the Senate, and the Speaker of the House of
 116 Representatives, and the Justice Administrative Commission which

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117 details the number of hours worked by investigators and legal
118 counsel per case and the amounts per case expended during the
119 preceding quarter in investigating and litigating capital
120 collateral cases.

121 Section 3. Section 27.710, Florida Statutes, is amended to
122 read:

123 27.710 Registry of attorneys applying to represent persons
124 in postconviction capital collateral proceedings; certification
125 of minimum requirements; appointment by trial court.-

126 (1) The executive director of the Justice Administrative
127 Commission shall compile and maintain a statewide registry of
128 attorneys in private practice who have certified that they meet
129 the minimum requirements of s. 27.704(2), who are available for
130 appointment by the court under this section to represent persons
131 convicted and sentenced to death in this state in postconviction
132 collateral proceedings, and who have attended within the last
133 year a continuing legal education program of at least 10 hours'
134 duration devoted specifically to the defense of capital cases,
135 if available. Continuing legal education programs meeting the
136 requirements of this rule offered by The Florida Bar or another
137 recognized provider and approved for continuing legal education
138 credit by The Florida Bar shall satisfy this requirement. The
139 failure to comply with this requirement may be cause for removal
140 from the list until the requirement is fulfilled. To ensure that
141 sufficient attorneys are available for appointment by the court,
142 when the number of attorneys on the registry falls below 50, the
143 executive director shall notify the chief judge of each circuit
144 by letter and request the chief judge to promptly submit the
145 names of at least three private attorneys who regularly practice

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146 criminal law in that circuit and who appear to meet the minimum
147 requirements to represent persons in postconviction capital
148 collateral proceedings. The executive director shall send an
149 application to each attorney identified by the chief judge so
150 that the attorney may register for appointment as counsel in
151 postconviction capital collateral proceedings. As necessary, the
152 executive director may also advertise in legal publications and
153 other appropriate media for qualified attorneys interested in
154 registering for appointment as counsel in postconviction capital
155 collateral proceedings. Not later than September 1 of each year,
156 and as necessary thereafter, the executive director shall
157 provide to the Chief Justice of the Supreme Court, the chief
158 judge and state attorney in each judicial circuit, and the
159 Attorney General a current copy of its registry of attorneys who
160 are available for appointment as counsel in postconviction
161 capital collateral proceedings. The registry must be indexed by
162 judicial circuit and must contain the requisite information
163 submitted by the applicants in accordance with this section.

164 (2) To be eligible for court appointment as counsel in
165 postconviction capital collateral proceedings, an attorney must
166 certify on an application provided by the executive director
167 that he or she satisfies the minimum requirements for private
168 counsel set forth in s. 27.704(2).

169 (3) An attorney who applies for registration and court
170 appointment as counsel in postconviction capital collateral
171 proceedings must certify that he or she is counsel of record in
172 not more than four such proceedings and, if appointed to
173 represent a person in postconviction capital collateral
174 proceedings, shall continue such representation under the terms

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175 and conditions set forth in s. 27.711 until the sentence is
 176 reversed, reduced, or carried out or unless permitted to
 177 withdraw from representation by the trial court. The court may
 178 not permit an attorney to withdraw from representation without a
 179 finding of sufficient good cause. The court may impose
 180 appropriate sanctions if it finds that an attorney has shown bad
 181 faith with respect to continuing to represent a defendant in a
 182 postconviction capital collateral proceeding. This section does
 183 not preclude the court from reassigning a case to a capital
 184 collateral regional counsel following discontinuation of
 185 representation if a conflict of interest no longer exists with
 186 respect to the case.

187 (4) Each private attorney who is appointed by the court to
 188 represent a capital defendant must enter into a contract with
 189 the Justice Administrative Commission ~~Chief Financial Officer~~.
 190 If the appointed attorney fails to execute the contract within
 191 30 days after the date the contract is mailed to the attorney,
 192 the executive director shall notify the trial court. The Justice
 193 Administrative Commission ~~Chief Financial Officer~~ shall ~~develop~~
 194 ~~the form of the contract,~~ function as contract manager, and
 195 enforce performance of the terms and conditions of the contract.
 196 The Justice Administrative Commission shall approve uniform
 197 contract forms for use in procuring the services of private
 198 court-appointed counsel and uniform procedures and forms for use
 199 by a court-appointed attorney in support of billing for attorney
 200 fees, costs, and related expenses to demonstrate attorney
 201 completion of specified duties. By signing such contract, the
 202 attorney certifies that he or she intends to continue the
 203 representation under the terms and conditions set forth in the

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204 contract until the sentence is reversed, reduced, or carried out
 205 or until released by order of the trial court.

206 (5) (a) Upon the motion of the capital collateral regional
 207 counsel to withdraw pursuant to s. 924.056(1) (a); or

208 (b) Upon notification by the state attorney or the Attorney
 209 General that:

210 1. Thirty days have elapsed since appointment of the
 211 capital collateral regional counsel and no entry of appearance
 212 has been filed pursuant to s. 924.056; or

213 2. A person under sentence of death who was previously
 214 represented by private counsel is currently unrepresented in a
 215 postconviction capital collateral proceeding,

216 the executive director shall immediately notify the trial court
 217 that imposed the sentence of death that the court must
 218 immediately appoint an attorney, selected from the current
 219 registry, to represent such person in collateral actions
 220 challenging the legality of the judgment and sentence in the
 221 appropriate state and federal courts. The court shall have the
 222 authority to strike a notice of appearance filed by a Capital
 223 Collateral Regional Counsel, if the court finds the notice was
 224 not filed in good faith and may so notify the executive director
 225 that the client is no longer represented by the Office of
 226 Capital Collateral Regional Counsel. In making an assignment,
 227 the court shall give priority to attorneys whose experience and
 228 abilities in criminal law, especially in capital proceedings,
 229 are known by the court to be commensurate with the
 230 responsibility of representing a person sentenced to death. The
 231 trial court must issue an order of appointment which contains
 232

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 233 specific findings that the appointed counsel meets the statutory
 234 requirements and has the high ethical standards necessary to
 235 represent a person sentenced to death.

236 (6) More than one attorney may not be appointed and
 237 compensated at any one time under s. 27.711 to represent a
 238 person in postconviction capital collateral proceedings.
 239 However, an attorney appointed under this section may designate
 240 another attorney to assist him or her if the designated attorney
 241 meets the qualifications of this section.

242 Section 4. Section 27.711, Florida Statutes, is amended to
 243 read:

244 27.711 Terms and conditions of appointment of attorneys as
 245 counsel in postconviction capital collateral proceedings.—

246 (1) As used in s. 27.710 and this section, the term:

247 (a) "Capital defendant" means the person who is represented
 248 in postconviction capital collateral proceedings by an attorney
 249 appointed under s. 27.710.

250 (b) "Executive director" means the executive director of
 251 the Justice Administrative Commission.

252 (c) "Postconviction capital collateral proceedings" means
 253 one series of collateral litigation of an affirmed conviction
 254 and sentence of death, including the proceedings in the trial
 255 court that imposed the capital sentence, any appellate review of
 256 the sentence by the Supreme Court, any certiorari review of the
 257 sentence by the United States Supreme Court, and any authorized
 258 federal habeas corpus litigation with respect to the sentence.
 259 The term does not include repetitive or successive collateral
 260 challenges to a conviction and sentence of death which is
 261 affirmed by the Supreme Court and undisturbed by any collateral

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 262 litigation.

263 (2) After appointment by the trial court under s. 27.710,
 264 the attorney must immediately file a notice of appearance with
 265 the trial court indicating acceptance of the appointment to
 266 represent the capital defendant throughout all postconviction
 267 capital collateral proceedings, including federal habeas corpus
 268 proceedings, in accordance with this section or until released
 269 by order of the trial court.

270 (3) An attorney appointed to represent a capital defendant
 271 is entitled to payment of the fees set forth in this section
 272 only upon full performance by the attorney of the duties
 273 specified in this section and approval of payment by the trial
 274 court, and the submission of a payment request by the attorney,
 275 subject to the availability of sufficient funding specifically
 276 appropriated for this purpose. An attorney may not be
 277 compensated under this section for work performed by the
 278 attorney before July 1, 2003, while employed by the northern
 279 regional office of the capital collateral counsel. The Justice
 280 Administrative Commission ~~Chief Financial Officer~~ shall notify
 281 the executive director and the court if it appears that
 282 sufficient funding has not been specifically appropriated for
 283 this purpose to pay any fees which may be incurred. The attorney
 284 shall maintain appropriate documentation, including a current
 285 and detailed hourly accounting of time spent representing the
 286 capital defendant. The fee and payment schedule in this section
 287 is the exclusive means of compensating a court-appointed
 288 attorney who represents a capital defendant. When appropriate, a
 289 court-appointed attorney must seek further compensation from the
 290 Federal Government, as provided in 18 U.S.C. s. 3006A or other

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291 federal law, in habeas corpus litigation in the federal courts.

292 (4) Upon approval by the trial court, an attorney appointed
293 to represent a capital defendant under s. 27.710 is entitled to
294 payment of the following fees by the Justice Administrative
295 Commission ~~Chief Financial Officer~~:

296 (a) Regardless of the stage of postconviction capital
297 collateral proceedings, the attorney is entitled to \$100 per
298 hour, up to a maximum of \$2,500, after accepting appointment and
299 filing a notice of appearance.

300 (b) The attorney is entitled to \$100 per hour, up to a
301 maximum of \$20,000, after timely filing in the trial court the
302 capital defendant's complete original motion for postconviction
303 relief under the Florida Rules of Criminal Procedure. The motion
304 must raise all issues to be addressed by the trial court.
305 However, an attorney is entitled to fees under this paragraph if
306 the court schedules a hearing on a matter that makes the filing
307 of the original motion for postconviction relief unnecessary or
308 if the court otherwise disposes of the case.

309 (c) The attorney is entitled to \$100 per hour, up to a
310 maximum of \$20,000, after the trial court issues a final order
311 granting or denying the capital defendant's motion for
312 postconviction relief.

313 (d) The attorney is entitled to \$100 per hour, up to a
314 maximum of \$20,000, after timely filing in the Supreme Court the
315 capital defendant's brief or briefs that address the trial
316 court's final order granting or denying the capital defendant's
317 motion for postconviction relief and the state petition for writ
318 of habeas corpus.

319 (e) The attorney is entitled to \$100 per hour, up to a

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320 maximum of \$10,000, after the trial court issues an order,
321 pursuant to a remand from the Supreme Court, which directs the
322 trial court to hold further proceedings on the capital
323 defendant's motion for postconviction relief.

324 (f) The attorney is entitled to \$100 per hour, up to a
325 maximum of \$4,000, after the appeal of the trial court's denial
326 of the capital defendant's motion for postconviction relief and
327 the capital defendant's state petition for writ of habeas corpus
328 become final in the Supreme Court.

329 (g) At the conclusion of the capital defendant's
330 postconviction capital collateral proceedings in state court,
331 the attorney is entitled to \$100 per hour, up to a maximum of
332 \$2,500, after filing a petition for writ of certiorari in the
333 Supreme Court of the United States.

334 (h) If, at any time, a death warrant is issued, the
335 attorney is entitled to \$100 per hour, up to a maximum of
336 \$5,000. This payment shall be full compensation for attorney
337 ~~attorney's~~ fees and costs for representing the capital defendant
338 throughout the proceedings before the state courts of Florida.

339
340 The hours billed by a contracting attorney under this subsection
341 may include time devoted to representation of the defendant by
342 another attorney who is qualified under s. 27.710 and who has
343 been designated by the contracting attorney to assist him or
344 her.

345 (5) An attorney who represents a capital defendant may use
346 the services of one or more investigators to assist in
347 representing a capital defendant. Upon approval by the trial
348 court, the attorney is entitled to payment from the Justice

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349 Administrative Commission ~~Chief Financial Officer~~ of \$40 per
 350 hour, up to a maximum of \$15,000, for the purpose of paying for
 351 investigative services.

352 (6) An attorney who represents a capital defendant is
 353 entitled to a maximum of \$15,000 for miscellaneous expenses,
 354 such as the costs of preparing transcripts, compensating expert
 355 witnesses, and copying documents. Upon approval by the trial
 356 court, the attorney is entitled to payment by the Justice
 357 Administrative Commission ~~Chief Financial Officer~~ of up to
 358 \$15,000 for miscellaneous expenses, except that, if the trial
 359 court finds that extraordinary circumstances exist, the attorney
 360 is entitled to payment in excess of \$15,000.

361 (7) An attorney who is actively representing a capital
 362 defendant is entitled to a maximum of \$500 per fiscal year for
 363 tuition and expenses for continuing legal education that
 364 pertains to the representation of capital defendants. Upon
 365 approval by the trial court, the attorney is entitled to payment
 366 by the Justice Administrative Commission ~~Chief Financial Officer~~
 367 for expenses for such tuition and continuing legal education.

368 (8) By accepting court appointment under s. 27.710 to
 369 represent a capital defendant, the attorney agrees to continue
 370 such representation under the terms and conditions set forth in
 371 this section until the capital defendant's sentence is reversed,
 372 reduced, or carried out, and the attorney is permitted to
 373 withdraw from such representation by a court of competent
 374 jurisdiction. However, if an attorney is permitted to withdraw
 375 or is otherwise removed from representation prior to full
 376 performance of the duties specified in this section, the trial
 377 court shall approve payment of fees and costs for work

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378 performed, which may not exceed the amounts specified in this
 379 section. An attorney who withdraws or is removed from
 380 representation shall deliver all files, notes, documents, and
 381 research to the successor attorney within 15 days after notice
 382 from the successor attorney. The successor attorney shall bear
 383 the cost of transmitting the files, notes, documents, and
 384 research.

385 (9) An attorney may not represent more than five defendants
 386 in capital postconviction litigation at any one time.

387 (10) This section does not authorize an attorney who
 388 represents a capital defendant to file repetitive or frivolous
 389 pleadings that are not supported by law or by the facts of the
 390 case. An action taken by an attorney who represents a capital
 391 defendant in postconviction capital collateral proceedings may
 392 not be the basis for a claim of ineffective assistance of
 393 counsel.

394 (11) An attorney appointed under s. 27.710 to represent a
 395 capital defendant may not represent the capital defendant during
 396 a retrial, a resentencing proceeding, a proceeding commenced
 397 under chapter 940, a proceeding challenging a conviction or
 398 sentence other than the conviction and sentence of death for
 399 which the appointment was made, or any civil litigation other
 400 than habeas corpus proceedings.

401 (12) The court shall monitor the performance of assigned
 402 counsel to ensure that the capital defendant is receiving
 403 quality representation. The court shall also receive and
 404 evaluate allegations that are made regarding the performance of
 405 assigned counsel. The Justice Administrative Commission ~~Chief~~
 406 ~~Financial Officer~~, the Department of Legal Affairs, ~~the~~

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407 ~~executive director~~, or any interested person may advise the
 408 court of any circumstance that could affect the quality of
 409 representation, including, but not limited to, false or
 410 fraudulent billing, misconduct, failure to meet continuing legal
 411 education requirements, solicitation to receive compensation
 412 from the capital defendant, or failure to file appropriate
 413 motions in a timely manner.

414 (13) Prior to the filing of a motion for order approving
 415 payment of attorney ~~attorney's~~ fees, costs, or related expenses,
 416 the assigned counsel shall deliver a copy of his intended
 417 billing, together with supporting affidavits and all other
 418 necessary documentation, to the Justice Administrative
 419 Commission Chief Financial Officer's ~~named contract manager~~. The
 420 Justice Administrative Commission shall review the intended
 421 billing contract manager shall have 10 business days from
 422 receipt to review the billings, affidavit, and documentation for
 423 completeness and compliance with contractual and statutory
 424 requirements. If the Justice Administrative Commission contract
 425 manager objects to any portion of the proposed billing, the
 426 objection and reasons therefor shall be communicated to the
 427 assigned counsel. The assigned counsel may thereafter file his
 428 or her motion for order approving payment of attorney ~~attorney's~~
 429 fees, costs, or related expenses together with supporting
 430 affidavits and all other necessary documentation. The motion
 431 must specify whether the Justice Administrative Commission Chief
 432 Financial Officer's contract manager objects to any portion of
 433 the billing or the sufficiency of documentation and, if so, the
 434 reason therefor. A copy of the motions and attachments shall be
 435 served on the Justice Administrative Commission at least 5

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436 business days before the date of a hearing. The Justice
 437 Administrative Commission has standing to appear before the
 438 court to contest any motion for an order approving payment of
 439 attorney fees, costs, or related expenses and may participate in
 440 a hearing on the motion by use of telephonic or other
 441 communication equipment ~~A copy of the motion and attachments~~
 442 ~~shall be served on the Chief Financial Officer's contract~~
 443 ~~manager, who shall have standing to file pleadings and appear~~
 444 ~~before the court to contest any motion for order approving~~
 445 ~~payment. The fact that the Justice Administrative Commission~~
 446 ~~Chief Financial Officer's contract manager has not objected to~~
 447 any portion of the billing or to the sufficiency of the
 448 documentation is not binding on the court, which retains primary
 449 authority and responsibility for determining the reasonableness
 450 of all billings for fees, costs, and related expenses, subject
 451 to statutory limitations.

452 ~~(14) Each attorney participating in the pilot program in~~
 453 ~~the northern region pursuant to s. 27.701(2), as a condition of~~
 454 ~~payment pursuant to this section, shall report on the~~
 455 ~~performance measures adopted by the Legislature for the capital~~
 456 ~~collateral regional counsel.~~

457 Section 5. This act shall take effect October 1, 2013.

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The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SPB 7052

INTRODUCER: For consideration by the Appropriations Committee

SUBJECT: Clerks of the Court

DATE: April 3, 2013

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Harkness	Hansen		Submitted as committee bill
2.				
3.				
4.				
5.				
6.				

I. Summary:

SPB 7052 makes substantial changes to the clerks of court funding and operations by removing the clerk from the state budget process while restoring some budgetary functions and procedures in place in the statutes prior to the enactment of chapter 2009-06, Laws of Florida.

This bill has a negative \$8.9 million impact to general revenue and redirects those revenues to the Clerks of the Court Trust Fund (COCTF).

This bill has an effective date of July 1, 2016.

This bill substantially amends the following sections of the Florida Statutes: 11.90, 28.241, , 28.246, 28.35, 28.36, 28.37, 34.041, 43.16, 142.01, 213.131, and 215.22.

The bill creates section 28.365, Florida Statutes.

The bill repeals section 28.2455, Florida Statutes.

II. Present Situation:

Revision 7 to Article V of the Florida Constitution

Article V of the Florida Constitution establishes the judicial branch of state government, including the trial and appellate courts. The constitution also describes the responsibilities and functions of officials involved in the courts system, including judges, state attorneys, public

defenders, and the clerks of the court. To that end, “[t]hese elected independent officials interact as part of a complex interdependent system.”¹

In 1998, voters approved a revision to Article V, referenced as Revision 7, which allocated more state court costs to the state.² Subsequent to that revision, Article V, section 14 of the Florida Constitution specifies the state and county responsibilities for funding the state courts system by providing that the Supreme Court and the District Courts of Appeal must be fully funded by the state, and the trial courts (the circuit and county courts) are jointly funded by the state and counties. Article V, section 14(b) provides that:

All funding for the offices of the clerks of the circuit and county courts performing court-related functions, except as otherwise provided . . . shall be provided by adequate and appropriate filing fees for judicial proceedings and service charges and costs for performing court-related functions as required by general law. Selected salaries, costs, and expenses of the state courts system may be funded from appropriate filing fees for judicial proceedings and service charges and costs for performing court-related functions, as provided by general law.

Article V, section 14(c) provides that:

No county or municipality, except as provided in this subsection, shall be required to provide any funding for . . . the offices of clerks of the circuit and county courts performing court-related functions. Counties shall be required to fund the cost of communications services, . . . the cost of construction or lease, . . . and security of facilities for . . . the offices of the clerks of the circuit and county courts performing court-related functions.

Clerks’ Court-Related Functions

Pursuant to authority granted in Article V, section 14(b) of the Florida Constitution, the list of court-related functions clerks may perform is limited to those functions expressly authorized by statute or court rule and must include the following:

- Case maintenance;
- Records management;
- Court preparation and attendance;
- Processing the assignment, reopening, and reassignment of cases;
- Processing of appeals;
- Collection and distribution of fines, fees, service charges, and court costs;
- Processing of bond forfeiture payments;
- Payment of jurors and witnesses;
- Payment of expenses for meals or lodging provided to jurors;

¹ Office of Program Policy Analysis and Government Accountability, *Many Article V Trial Courts Funding Issues Still Need to Be Resolved*, Report No. 01-54, 1 (Nov. 2001).

² *Id.* at 2.

- Data collection and reporting;
- Processing of jurors;
- Determinations of indigent status; and
- Reasonable administrative support costs to enable the clerk of the court to carry out these court-related functions.³

The list of functions clerks may not fund from state appropriations include:

- Those functions not listed above;
- Functions assigned by administrative orders which are not required for the clerk to perform the functions listed above;
- Enhanced levels of service which are not required for the clerk to perform the functions listed above; and
- Functions identified as local requirements in law or local optional programs.⁴

Post-Article V: 2004-2008

This section describes the law relating to the clerks of court after legislation was passed to implement the changes to Article V and prior to the 2009 legislation.

On or before August 15 of each fiscal year, each county clerk prepared a proposed budget which was submitted to the Florida Clerks of Court Corporation (Corporation). The budget provided detailed information on the anticipated revenues and expenditures necessary for the performance of their court-related functions. The proposed budget was to be balanced, with estimated revenues equaling or exceeding anticipated expenditures.⁵ Upon review and certification of the individual clerk of court budgets by the Clerks of Court Operations Corporation, revenue in excess of the amount needed to fund each approved clerk of court budget was to be deposited in the General Revenue Fund.

If a clerk estimated that available funds plus projected revenues were insufficient to meet anticipated expenditures for court-related functions, the clerk was to report a revenue deficit to the Corporation. If the Corporation verified that the proposed budget exceeded anticipated revenues and a deficit was projected, a clerk was to increase all fees, service charges, and any other court-related clerk fees and charges to the maximum amounts specified by law to resolve the deficit. If the clerk raised fees, services charges, and any other court-related clerk fees to the maximum amounts but still had a deficit, the Corporation would notify the Department of Revenue (DOR) that the clerk was authorized to retain revenues in an amount necessary to fully fund the projected deficit. If a deficit still existed after retaining all of the projected collections from court-related fines, fees, service charges, and costs, the Department of Revenue would certify the amount of the deficit to the Executive Office of the Governor and request the release of funds from the Department of Revenue Clerks of the Court Trust Fund.⁶

³ Section 28.35(3)(a), F.S.

⁴ Section 28.35(3)(b), F.S.

⁵ Section 28.36(3), F.S. (2008).

⁶ Section 28.36(4), F.S. (2008).

Prior to the passage of SB 2108 in the 2009 Legislative Session, the clerks of court were allowed to retain portions of the moneys collected from filing fees, service charges, court costs, and fines, while other portions were distributed to the General Revenue Fund or other trust funds. The clerks were required to remit one-third of all fines, fees, service charges, and costs collected for court-related functions to the Department of Revenue for deposit in the Department of Revenue Clerks of the Court Trust Fund.⁷ The Department of Revenue would then transfer funds in the Clerks of the Court Trust Fund not needed to resolve clerk deficits to the General Revenue Fund.

Florida Clerks of Court Operations Corporation

The Corporation had responsibility for the certification of the clerks' budget. Specific tasks included:

- Calculating the maximum authorized annual budget;
- Identifying those proposed budgets exceeding the maximum annual budget for the standard list of court-related functions;
- Identifying those proposed budgets containing funding for items not included on the standard list of court-related functions; and
- Identifying those clerks projected to have court-related revenue insufficient to fund their anticipated court-related expenditures.⁸

The Corporation, by October of each year, certified to the President of the Senate, the Speaker of the House of Representatives, the Chief Financial Officer, and the Department of Revenue, the amount of the proposed budget for each clerk; the revenue projection supporting each clerk's budget; each clerk's eligibility to retain some or all of the state's share of fines, fees, service charges, and costs; the amount to be paid to each clerk from the Clerks of the Court Trust Fund within the Department of Revenue; the performance measures and standards approved by the Corporation for each clerk; and the results of each clerk's performance on the performance measures and standards.

*Legislative Budget Commission*⁹

The Legislative Budget Commission (LBC) had authority to approve increases to the maximum annual budgets approved for individual clerks if:

- The additional funding was necessary to pay the cost of performing new or additional functions required by changes in law or court rule.
- The additional funding was necessary to pay the cost of supporting increases in the number of judges or magistrates authorized by the Legislature.¹⁰

⁷ Section 28.37(2), F.S. (2008).

⁸ See s. 28.35(1)(f), F.S. (2008).

⁹ The Legislative Budget Commission (LBC) is comprised of seven members appointed by the Senate President, and seven members appointed by the Speaker of the House. The LBC, among other things, approves budget amendments during the interim between sessions. See generally Section 11.90, F.S.

¹⁰ See s. 28.36(6), F.S. (2008).

Chapter 2009-204, Laws of Florida

In an effort to gain greater oversight and accountability for the operations and funding of the clerks of court and the Corporation, the Legislature passed SB 2108 during the 2009 legislative session. This bill substantially amended the statutory budget process and procedures for these entities, most noticeably by bringing the clerks and the Corporation into the state budget and appropriating their funding in the annual General Appropriations Act. While employees of the individual clerk offices remained local government employees, staff with the Corporation became state full-time equivalent employees.

Chapter 2009-204, Laws of Fla., provides that all revenues received by the clerk in the fine and forfeiture fund from court-related fees, fines, costs and service charges are considered state funds and are remitted to the Department of Revenue for deposit in to the Clerks of Court Trust Fund within the Justice Administrative Commission (JAC).¹¹ The clerk is, however, allowed to deposit ten percent of all court-related fines in his or her Public Records Modernization Trust Fund to be used in addition to state appropriations for operational needs.¹²

Florida Clerks of Court Operations Corporation

Under the 2009 legislation, the Corporation is considered a political subdivision of the state and is exempt from corporate income tax.¹³ The Corporation is administratively housed within the Justice Administrative Commission and its employees are considered state employees. Additionally, the Corporation is not subject to control, supervision, or direction by the JAC in the performance of its duties, but the employees of the Corporation are governed by the classification plan and salary and benefits plan of the JAC. All clerks of the circuit court are members of the Corporation and hold their position and authority in an ex officio capacity.¹⁴ The Corporation's functions include:

- Developing and certifying a uniform system of performance measures and applicable performance standards and the service unit cost;
- Identifying deficiencies and corrective action plans when clerks fail to meet performance standards;
- Notifying the Legislature and the Supreme Court of any clerk not meeting performance standards and providing a copy of any correction action plan to the Legislature and Supreme Court;
- Recommending to the Legislature changes in the various court-related fines, fees, service charges, and court costs established by law to ensure reasonable and adequate funding of the clerks of court in the performance of their court-related functions;
- Developing the performance measures and performance standards in consultation with Legislature and the Supreme Court; and
- Reviewing proposed budgets submitted by the clerks of the court.¹⁵

¹¹ Section 28.37(2), F.S.

¹² *Id.*

¹³ Section 28.35(1)(c), F.S.

¹⁴ Section 28.35(1)(a), F.S.

¹⁵ Section 28.35(2), F.S.

The Corporation prepares a legislative budget request for the resources necessary to perform its duties and submits the request pursuant to chapter 216, and is funded as a budget entity each year in the General Appropriations Act.¹⁶

Budget procedure

Under the statutory changes made in 2009, by October 1 of each fiscal year, each county clerk prepares a budget request for the last quarter of the county fiscal year (July 1 – September 30) and the first three quarters of the next county fiscal year (October 1 – June 30) and submits it to the Corporation and provides a copy of the budget request to the Supreme Court.¹⁷

Each clerk is required to submit in his or her budget request the number of personnel and the proposed budget for each of the following core services:¹⁸

- Circuit criminal;
- County criminal;
- Juvenile delinquency;
- Criminal traffic;
- Circuit civil;
- County civil;
- Civil traffic;
- Probate;
- Family; and
- Juvenile dependency.

The budget request must identify the service units to be provided within each core service and must propose a unit cost for each service unit.¹⁹

The Corporation is required to compare the proposed unit costs for a given clerk to that of a peer group based on counties with similar sized population and case filings. If the proposed unit costs are higher than for a clerk's peers, the clerk must justify the increased costs. Justification may include collective bargaining agreements, county civil service agreements, and the number and distribution of court houses. If the Corporation finds that the increased costs are not justified, the Corporation reduces the unit cost to the average of its peers.²⁰ The Corporation recommends to the Legislature the unit costs for each clerk and a statewide budget amount for the clerks by December 1. The Chief Financial Officer (CFO) is required to review unit costs proposed by the Corporation and make recommendations to the Legislature and, if necessary, may conduct an

¹⁶ Section 28.35(4), F.S.

¹⁷ Section 28.36(1), F.S.

¹⁸ The core services listed in statute were changed during the 2010 session. (ch. 2010-162, s. 14) Prior to this change, the following core services were listed: case processing; financial processing; jury management; information and reporting.

¹⁹ Section 28.36(4) and (5), F.S.

²⁰ Section 28.36(6), F.S.

audit of a clerk or the Corporation.²¹ The Legislature may reject or modify the proposed unit costs, and appropriates the total amount of the clerk budgets in the General Appropriations Act.²²

In the 2010 session, legislation was passed which adjusted the way that the clerk's budget was released. Beginning in the 2010-2011 fiscal year, the Corporation was required to release appropriations to each clerk quarterly. If funds in the Clerks of Court Trust Fund are insufficient to provide a release in a quarter in a single release, the Corporation may release partial amounts for that quarter so long as the total of those partial amounts does not exceed that quarter's release. If funds in the Clerks of Court Trust Fund are insufficient for the first quarter release, the Corporation may make a request to the Governor for a trust fund loan pursuant to chapter 215. The amount of the first three releases shall be based on one quarter of the estimated budget for each clerk as identified in the General Appropriations Act.²³

The Corporation is required to estimate the fourth quarter's number of units to be performed by each clerk. The amount of the fourth-quarter release is to be adjusted downward if the clerk has performed fewer service units in the first three quarters of the year compared to three quarters of the estimated number of service units in the General Appropriations Act.

III. Effect of Proposed Changes:

Generally, this bill reverses many of the changes made in SB 2108 during the 2009 legislative session relating to the budgets of the clerks of court, but expands the role of the LBC by creating oversight and accountability in the clerks' budget process. Specifically, this bill:

- Transfers the Clerks of the Court Trust Fund (COCTF) to the Department of Revenue, and transfers the balances.
- Redirects \$5 of the Circuit Other, Circuit Foreclosure, and County Civil filing fees from General Revenue to the COCTF.
- Redirects \$5.00 of the filing fee currently collected for trial and appellate proceedings so that \$1 is remitted to the Department of Financial Services for performing clerk audits and the \$4 is remitted to the Corporation for operations funding.
- Provides that each month a clerk must submit a portion of filing fees collected in the prior month that is in excess of one-twelfth of the clerk's total budget to Department of Revenue for deposit into the department's Clerks of the Court Trust Fund.
- Changes references for deposits from the Justice Administrative Commission to the Department of Revenue.
- Provides that the revenue in excess of that needed to fund the authorized budgets for the clerks be transferred from the COCTF to the General Revenue Fund each January, unless the Revenue Estimating Conference's official estimate of the funds accruing to the COCTF prepared for the current fiscal year or the next fiscal year is less than the total budgeted amount from the COCTF for the current fiscal year.
- Requires the clerks of court to submit annual budget requests to the Corporation.

²¹ Section 28.36(8), F.S.

²² Section 28.36(9), F.S.

²³ Section 28.36(10), F.S.

- Requires the Corporation to submit each of the clerks' annual budget requests to the Legislative Budget Commission.
- Authorizes the LBC to review, approve, disapprove or amend and approve the clerks of courts' budgets by October 1 of each year.
- Defines workload measures and workload performance standards.
- Requires the Corporation to contract with DFS for audits of the court-related budgets of individual clerks.
- Requires the Corporation to base its revenue estimates on the official Revenue Estimating Conference estimate.
- Outlines the budget procedures for calculating the clerks' budget, and the mechanism for counties with projected revenue deficits to request for additional funds from the COCTF.
- Repeals the provisions requiring the clerks to submit a budget based on core services and unit costs.
- Repeals the provisions requiring the Corporation to develop performance measures and standards in consultation with the Supreme Court.
- Requires the clerks of court and the Corporation to adhere to the procurement provisions of chapter 287, F.S.
- Provides an authorized budget amount for the clerks and the Corporation for the period beginning July 1, 2016 and ending September 30, 2016.
- Provides an authorized budget amount for the clerks and the Corporation for the county fiscal year beginning October 1, 2016 and ending September 30, 2017.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

This bill will have an estimated net negative impact to the General Revenue Fund of \$8.9 million in Fiscal Year 2016-2017.

Additionally, the bill removes the funding for the clerks of court from the General Appropriations Act and transfers the COCTF in the Justice Administrative Commission to the Department of Revenue. Removing the clerks from the budget will reduce state trust fund expenditures by \$443 million in Fiscal Year 2016-2017, assuming trust fund expenditures remain at the same level as Fiscal Year 2012-13.

The bill redirects \$5 of Other Circuit, Circuit Foreclosure and County Civil filing fees from the General Revenue Fund to the COCTF. In addition, the COCTF is exempted from the eight percent service charge payable to the General Revenue Fund. The loss of the service charge from the COCTF will reduce general revenue by \$31.8 million in Fiscal Year 2016-2017.

For the 2012-2013 Fiscal Year, the Legislature appropriated \$25 million in recurring general revenue directly to the clerks of the court. Eliminating this appropriation in Fiscal Year 2016-2017 will offset the reductions to general revenue.

The following chart summarizes the impact of the bill to the General Revenue Fund (GR) in Fiscal Year 2016-2017:

Redirection of \$5 of filing fees to COCTF	\$2.1 million loss to GR
Elimination of 8% GR service charge	\$31.8 million loss to GR
Elimination of current recurring GR funding	\$25.0 million gain to GR
Total General Revenue impact for FY 2016-2017	\$8.9 million loss to GR

Based on the redirect of filing fees and the Revenue Estimating Conference’s February 6, 2013 projections, the COCTF will receive a total of \$410.4 million in Fiscal Year 2016-2017.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

Amendment Barcode 127950:

The amendment does the following:

- Changes the amount of the filing fee being redirected to the clerks from \$65 to \$5;
- Adds, in s. 28.36, Legislative Budget Commission approval for the release of trust funds to clerks with a revenue deficit;
- Delays the implementation of the bill's provisions by three years; and
- Changes the effective date to July 1, 2016.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.



867872

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/02/2013	.	
	.	
	.	
	.	

The Committee on Appropriations (Bradley) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. The Clerks of the Court Trust Fund within the Justice Administrative Commission, FLAIR number 21-2-588, is transferred together with all balances in the fund to the Department of Revenue.

Section 2. Subsection (6) of section 11.90, Florida Statutes, is amended to read:

11.90 Legislative Budget Commission.—

(6) The commission shall have the power and duty to:



867872

13 (a) Review and approve or disapprove budget amendments
14 recommended by the Governor or the Chief Justice of the Supreme
15 Court as provided in chapter 216.

16 (b) Develop the long-range financial outlook described in
17 s. 19, Art. III of the State Constitution.

18 (c) Review and approve, disapprove, or amend and approve
19 the total combined budgets of the clerks of the court or the
20 budget of any individual clerk of the court for court-related
21 functions.

22 ~~(d) In addition to the powers and duties specified in this~~
23 ~~subsection, the commission shall~~ Exercise all other powers and
24 perform any other duties prescribed by the Legislature.

25 Section 3. Paragraph (a) of subsection (1) of section
26 28.241, Florida Statutes, is amended to read:

27 28.241 Filing fees for trial and appellate proceedings.—

28 (1) Filing fees are due at the time a party files a
29 pleading to initiate a proceeding or files a pleading for
30 relief. Reopen fees are due at the time a party files a pleading
31 to reopen a proceeding if at least 90 days have elapsed since
32 the filing of a final order or final judgment with the clerk. If
33 a fee is not paid upon the filing of the pleading as required
34 under this section, the clerk shall pursue collection of the fee
35 pursuant to s. 28.246.

36 (a)1.a. Except as provided in sub-subparagraph b. and
37 subparagraph 2., the party instituting any civil action, suit,
38 or proceeding in the circuit court shall pay to the clerk of
39 that court a filing fee of up to \$395 in all cases in which
40 there are not more than five defendants and an additional filing
41 fee of up to \$2.50 for each defendant in excess of five. Of the



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42 first \$280 in filing fees, \$75 ~~\$80~~ must be remitted by the clerk
43 to the Department of Revenue for deposit into the General
44 Revenue Fund, \$5 must be remitted by the clerk to the Department
45 of Revenue for deposit into the Clerks of Court Trust Fund, \$195
46 must be remitted to the Department of Revenue for deposit into
47 the State Courts Revenue Trust Fund, \$4 ~~\$3.50~~ must be remitted
48 to the Department of Revenue for deposit into the Clerks of the
49 Court Trust Fund within the Justice Administrative Commission
50 and used to fund the Florida Clerks of Court Operations
51 Corporation created in s. 28.35, and \$1 ~~\$1.50~~ must be remitted
52 to the Department of Revenue for deposit into the Administrative
53 Trust Fund within the Department of Financial Services to fund
54 audits of individual clerks' court-related expenditures ~~clerk~~
55 ~~budget reviews~~ conducted by the Department of Financial
56 Services. By the 10th of each month, the clerk shall submit that
57 portion of the filing fees collected in the previous month which
58 is in excess of one-twelfth of the clerk's total budget ~~One~~
59 ~~third of any filing fees collected by the clerk of the circuit~~
60 ~~court in excess of \$100 must be remitted~~ to the Department of
61 Revenue for deposit into the Clerks of the Court Trust Fund
62 ~~within the Justice Administrative Commission.~~

63 b. The party instituting any civil action, suit, or
64 proceeding in the circuit court under chapter 39, chapter 61,
65 chapter 741, chapter 742, chapter 747, chapter 752, or chapter
66 753 shall pay to the clerk of that court a filing fee of up to
67 \$295 in all cases in which there are not more than five
68 defendants and an additional filing fee of up to \$2.50 for each
69 defendant in excess of five. Of the first \$180 in filing fees,
70 \$75 ~~\$80~~ must be remitted by the clerk to the Department of



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71 Revenue for deposit into the General Revenue Fund, \$5 must be
72 remitted by the clerk to the Department of Revenue for deposit
73 into the Clerks of Court Trust Fund, \$95 must be remitted to the
74 Department of Revenue for deposit into the State Courts Revenue
75 Trust Fund, \$4 ~~\$3.50~~ must be remitted to the Department of
76 Revenue for deposit into the Clerks of the Court Trust Fund
77 within the Justice Administrative Commission and used to fund
78 the Florida Clerks of Court Operations Corporation created in s.
79 28.35, and \$1 ~~\$1.50~~ must be remitted to the Department of
80 Revenue for deposit into the Administrative Trust Fund within
81 the Department of Financial Services to fund audits of
82 individual clerks' court-related expenditures ~~clerk budget~~
83 ~~reviews~~ conducted by the Department of Financial Services.

84 c. An additional filing fee of \$4 shall be paid to the
85 clerk. The clerk shall remit \$3.50 to the Department of Revenue
86 for deposit into the Court Education Trust Fund and shall remit
87 50 cents to the Department of Revenue for deposit into the
88 Clerks of the Court Trust Fund within the Justice Administrative
89 Commission to fund clerk education provided by the Florida
90 Clerks of Court Operations Corporation. An additional filing fee
91 of up to \$18 shall be paid by the party seeking each severance
92 that is granted. The clerk may impose an additional filing fee
93 of up to \$85 for all proceedings of garnishment, attachment,
94 replevin, and distress. Postal charges incurred by the clerk of
95 the circuit court in making service by certified or registered
96 mail on defendants or other parties shall be paid by the party
97 at whose instance service is made. Additional fees, charges, or
98 costs may not be added to the filing fees imposed under this
99 section, except as authorized in this section or by general law.



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100 2.a. Notwithstanding the fees prescribed in subparagraph
101 1., a party instituting a civil action in circuit court relating
102 to real property or mortgage foreclosure shall pay a graduated
103 filing fee based on the value of the claim.

104 b. A party shall estimate in writing the amount in
105 controversy of the claim upon filing the action. For purposes of
106 this subparagraph, the value of a mortgage foreclosure action is
107 based upon the principal due on the note secured by the
108 mortgage, plus interest owed on the note and any moneys advanced
109 by the lender for property taxes, insurance, and other advances
110 secured by the mortgage, at the time of filing the foreclosure.
111 The value shall also include the value of any tax certificates
112 related to the property. In stating the value of a mortgage
113 foreclosure claim, a party shall declare in writing the total
114 value of the claim, as well as the individual elements of the
115 value as prescribed in this sub-subparagraph.

116 c. In its order providing for the final disposition of the
117 matter, the court shall identify the actual value of the claim.
118 The clerk shall adjust the filing fee if there is a difference
119 between the estimated amount in controversy and the actual value
120 of the claim and collect any additional filing fee owed or
121 provide a refund of excess filing fee paid.

122 d. The party shall pay a filing fee of:

123 (I) Three hundred and ninety-five dollars in all cases in
124 which the value of the claim is \$50,000 or less and in which
125 there are not more than five defendants. The party shall pay an
126 additional filing fee of up to \$2.50 for each defendant in
127 excess of five. Of the first \$280 in filing fees, \$270 ~~\$275~~ must
128 be remitted by the clerk to the Department of Revenue for



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129 deposit into the General Revenue Fund, \$5 must be remitted by
130 the clerk to the Department of Revenue for deposit into the
131 Clerks of Court Trust Fund, \$4 ~~\$3.50~~ must be remitted to the
132 Department of Revenue for deposit into the Clerks of the Court
133 Trust Fund within the Justice Administrative Commission and used
134 to fund the Florida Clerks of Court Operations Corporation
135 created in s. 28.35, and \$1 ~~\$1.50~~ must be remitted to the
136 Department of Revenue for deposit into the Administrative Trust
137 Fund within the Department of Financial Services to fund audits
138 of individual clerks' court-related expenditures ~~clerk budget~~
139 ~~reviews~~ conducted by the Department of Financial Services;

140 (II) Nine hundred dollars in all cases in which the value
141 of the claim is more than \$50,000 but less than \$250,000 and in
142 which there are not more than five defendants. The party shall
143 pay an additional filing fee of up to \$2.50 for each defendant
144 in excess of five. Of the first \$785 in filing fees, \$775 ~~\$780~~
145 must be remitted by the clerk to the Department of Revenue for
146 deposit into the General Revenue Fund, \$5 must be remitted by
147 the clerk to the Department of Revenue for deposit into the
148 Clerks of Court Trust Fund, \$4 ~~\$3.50~~ must be remitted to the
149 Department of Revenue for deposit into the Clerks of the Court
150 Trust Fund within the Justice Administrative Commission and used
151 to fund the Florida Clerks of Court Operations Corporation
152 described in s. 28.35, and \$1 ~~\$1.50~~ must be remitted to the
153 Department of Revenue for deposit into the Administrative Trust
154 Fund within the Department of Financial Services to fund audits
155 of individual clerks' court-related expenditures ~~clerk budget~~
156 ~~reviews~~ conducted by the Department of Financial Services; or

157 (III) One thousand nine hundred dollars in all cases in



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158 which the value of the claim is \$250,000 or more and in which
159 there are not more than five defendants. The party shall pay an
160 additional filing fee of up to \$2.50 for each defendant in
161 excess of five. Of the first \$1,785 in filing fees, \$1,005
162 ~~\$1,010~~ must be remitted by the clerk to the Department of
163 Revenue for deposit into the General Revenue Fund, \$5 must be
164 remitted by the clerk to the Department of Revenue for deposit
165 into the Clerks of Court Trust Fund, \$770 must be remitted to
166 the Department of Revenue for deposit into the State Courts
167 Revenue Trust Fund, \$4 ~~\$3.50~~ must be remitted to the Department
168 of Revenue for deposit into the Clerks of the Court Trust Fund
169 within the Justice Administrative Commission to fund the Florida
170 Clerks of Court Operations Corporation created in s. 28.35, and
171 \$1 ~~\$1.50~~ must be remitted to the Department of Revenue for
172 deposit into the Administrative Trust Fund within the Department
173 of Financial Services to fund audits of individual clerks'
174 court-related expenditures ~~clerk budget reviews~~ conducted by the
175 Department of Financial Services.

176 e. An additional filing fee of \$4 shall be paid to the
177 clerk. The clerk shall remit \$3.50 to the Department of Revenue
178 for deposit into the Court Education Trust Fund and shall remit
179 50 cents to the Department of Revenue for deposit into the
180 Clerks of the Court Trust Fund within the Justice Administrative
181 Commission to fund clerk education provided by the Florida
182 Clerks of Court Operations Corporation. An additional filing fee
183 of up to \$18 shall be paid by the party seeking each severance
184 that is granted. The clerk may impose an additional filing fee
185 of up to \$85 for all proceedings of garnishment, attachment,
186 replevin, and distress. Postal charges incurred by the clerk of



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187 the circuit court in making service by certified or registered
188 mail on defendants or other parties shall be paid by the party
189 at whose instance service is made. Additional fees, charges, or
190 costs may not be added to the filing fees imposed under this
191 section, except as authorized in this section or by general law.

192 Section 4. Effective upon this act becoming a law, section
193 28.2455, Florida Statutes, is repealed.

194 Section 5. Paragraph (b) of subsection (5) of section
195 28.246, Florida Statutes, is amended to read:

196 28.246 Payment of court-related fines or other monetary
197 penalties, fees, charges, and costs; partial payments;
198 distribution of funds.—

199 (5) When receiving partial payment of fees, service
200 charges, court costs, and fines, clerks shall distribute funds
201 according to the following order of priority:

202 (b) That portion of fees, service charges, court costs, and
203 fines required to be retained by the clerk of the court or
204 deposited into the Clerks of the Court Trust Fund within the
205 Department of Revenue ~~Justice Administrative Commission~~.

206
207 To offset processing costs, clerks may impose either a per-month
208 service charge pursuant to s. 28.24(26)(b) or a one-time
209 administrative processing service charge at the inception of the
210 payment plan pursuant to s. 28.24(26)(c).

211 Section 6. Section 28.35, Florida Statutes, is amended to
212 read:

213 28.35 Florida Clerks of Court Operations Corporation.—

214 (1)(a) The Florida Clerks of Court Operations Corporation
215 is created as a public corporation organized to perform the



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216 functions specified in this section and s. 28.36 and shall be
217 administratively housed within the Justice Administrative
218 Commission. The corporation shall be a budget entity within the
219 Justice Administrative Commission, and its employees shall be
220 considered state employees. The corporation is not subject to
221 control, supervision, or direction by the Justice Administrative
222 Commission in the performance of its duties, but the employees
223 of the corporation shall be governed by the classification plan
224 and salary and benefits plan of the Justice Administrative
225 Commission. The classification plan must have a separate chapter
226 for the corporation. All clerks of the circuit court shall be
227 members of the corporation and hold their position and authority
228 in an ex officio capacity. The functions assigned to the
229 corporation shall be performed by an executive council pursuant
230 to the plan of operation approved by the members.

231 (b) The executive council shall be composed of eight clerks
232 of the court elected by the clerks of the courts for a term of 2
233 years, with two clerks from counties with a population of fewer
234 than 100,000, two clerks from counties with a population of at
235 least 100,000 but fewer than 500,000, two clerks from counties
236 with a population of at least 500,000 but fewer than 1 million,
237 and two clerks from counties with a population of more than 1
238 million. The executive council shall also include, as ex officio
239 members, a designee of the President of the Senate and a
240 designee of the Speaker of the House of Representatives. The
241 Chief Justice of the Supreme Court shall designate one
242 additional member to represent the state courts system.

243 (c) The corporation shall be considered a political
244 subdivision of the state and shall be exempt from the corporate



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245 income tax. The corporation is not subject to ~~the provisions of~~
246 chapter 120.

247 (d) The functions assigned to the corporation under this
248 section and ss. 28.36 and 28.37 are considered to be for a valid
249 public purpose.

250 (2) The duties of the corporation shall include the
251 following:

252 (a) Adopting a plan of operation.

253 (b) Conducting the election of an executive council
254 ~~directors~~ as required in paragraph (1)(b) ~~(1)(a)~~.

255 (c) Recommending to the Legislature changes in the amounts
256 of the various court-related fines, fees, service charges, and
257 ~~court~~ costs established by law to ensure reasonable and adequate
258 funding of the clerks of the court in the performance of their
259 court-related functions.

260 (d) Developing and certifying a uniform system of workload
261 ~~performance~~ measures and applicable workload performance
262 standards for the functions specified in paragraph (3)(a) and
263 ~~the service unit costs required in s. 28.36 and measures for~~
264 clerk workload performance in meeting the workload performance
265 standards. These workload measures and workload performance
266 standards shall be designed to facilitate an objective
267 determination of the performance of each clerk in accordance
268 with minimum standards for fiscal management, operational
269 efficiency, and effective collection of fines, fees, service
270 charges, and court costs. The corporation shall develop the
271 workload performance measures and workload performance standards
272 in consultation with the Legislature ~~and the Supreme Court. The~~
273 ~~Legislature may modify the clerk performance measures and~~



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274 ~~performance standards in legislation implementing the General~~
275 ~~Appropriations Act or other law.~~ When the corporation finds a
276 clerk has not met the workload performance standards, the
277 corporation shall identify the nature of each deficiency and any
278 corrective action recommended and taken by the affected clerk of
279 the court. The corporation shall notify the Legislature ~~and the~~
280 ~~Supreme Court~~ of any clerk not meeting workload performance
281 standards and provide a copy of any corrective action plans. As
282 used in this subsection, the term:

283 1. "Workload measures" means the measurement of the
284 activities and frequency of the work required for the clerk to
285 adequately perform the court-related duties of the office as
286 defined by the Florida Clerks of Court Operations Corporation.

287 2. "Workload performance standards" means the standards
288 developed to measure the timeliness and effectiveness of the
289 activities that are accomplished by the clerk in the performance
290 of the court-related duties of the office as defined by the
291 Florida Clerks of Court Operations Corporation.

292 (e) Entering into a contract with the Department of
293 Financial Services for the department to audit the court-related
294 expenditures of individual clerks.

295 (f)(e) Reviewing, certifying, and recommending proposed
296 budgets submitted by clerks of the court pursuant to s. 28.36.
297 As part of this process, the corporation shall:

298 1. Calculate the minimum amount of revenue necessary for
299 each clerk of the court to efficiently perform the list of
300 court-related functions specified in paragraph (3) (a). The
301 corporation shall apply the workload measures appropriate for
302 determining the individual level of review required to fund the



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303 clerk's budget.

304 2. Prepare a cost comparison of similarly situated clerks
305 of the court, based on county population and numbers of filings,
306 using the standard list of court-related functions specified in
307 paragraph (3) (a).

308 3. Conduct an annual base budget review and an annual
309 budget exercise examining the total budget of each clerk of the
310 court. The review shall examine revenues from all sources,
311 expenses of court-related functions, and expenses of noncourt-
312 related functions as necessary to determine that court-related
313 revenues are not being used for noncourt-related purposes. The
314 review and exercise shall identify potential targeted budget
315 reductions in the percentage amount provided in Schedule VIII-B
316 of the state's legislative budget instructions from the previous
317 year, as referenced in s. 216.023(3), or an equivalent schedule
318 or instruction as may be adopted by the Legislature.

319 4. Identify those proposed budgets containing funding for
320 items not included on the standard list of court-related
321 functions specified in paragraph (3) (a).

322 5. Identify those clerks projected to have court-related
323 revenues insufficient to fund their anticipated court-related
324 expenditures.

325 6. Use revenue estimates based on the official estimate for
326 funds accruing to the Clerks of the Court Trust Fund made by the
327 Revenue Estimating Conference.

328 (g) ~~(f)~~ Developing and conducting clerk education programs.

329 ~~(g) Publishing a uniform schedule of actual fees, service~~
330 ~~charges, and costs charged by a clerk of the court pursuant to~~
331 ~~general law.~~



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332 (h) Beginning August 1, 2017, and each August 1 thereafter,
333 submitting to the Legislative Budget Commission, as provided in
334 s. 11.90, the information described in paragraph (f), as well as
335 the authorized budgets for each clerk of the court. Before
336 October 1 of each year beginning in 2017, the Legislative Budget
337 Commission shall consider the submitted budgets and shall
338 approve, disapprove, or amend and approve the total of the
339 clerks' combined budgets or any individual clerk's budget. If
340 the Legislative Budget Commission fails to approve or amend and
341 approve the clerks' combined budgets before October 1, the clerk
342 shall continue to perform the court-related functions based upon
343 the clerk's authorized budget for the previous county fiscal
344 year.

345 (3) (a) The list of court-related functions that clerks may
346 fund from filing fees, service charges, costs, and fines is
347 ~~perform~~ are limited to those functions expressly authorized by
348 law or court rule. Those functions include the following: case
349 maintenance; records management; court preparation and
350 attendance; processing the assignment, reopening, and
351 reassignment of cases; processing of appeals; collection and
352 distribution of fines, fees, service charges, and court costs;
353 processing of bond forfeiture payments; payment of jurors and
354 witnesses; payment of expenses for meals or lodging provided to
355 jurors; data collection and reporting; processing of jurors;
356 determinations of indigent status; and paying reasonable
357 administrative support costs to enable the clerk of the court to
358 carry out these court-related functions.

359 (b) The list of court-related functions that clerks may not
360 fund from filing fees, service charges, costs, and fines



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361 includes state appropriations include:

362 1. Those functions not specified within paragraph (a).

363 2. Functions assigned by administrative orders which are
364 not required for the clerk to perform the functions in paragraph
365 (a).

366 3. Enhanced levels of service which are not required for
367 the clerk to perform the functions in paragraph (a).

368 4. Functions identified as local requirements in law or
369 local optional programs.

370 (4) The corporation shall prepare a legislative budget
371 request for the resources necessary to perform its duties,
372 submit the request pursuant to chapter 216, and be funded as a
373 budget entity in the General Appropriations Act. The corporation
374 may hire staff and pay other expenses from state appropriations
375 as necessary to perform the official duties and responsibilities
376 of the corporation as described by law.

377 (5) Certified public accountants conducting audits of
378 counties pursuant to s. 218.39 shall report, as part of the
379 audit, whether ~~or not~~ the clerks of the courts have complied
380 with the requirements of this section and s. 28.36. In addition,
381 each clerk of court shall forward a copy of the ~~portion of the~~
382 financial audit ~~relating to the court-related duties of the~~
383 ~~clerk of court~~ to the Florida Clerks of Court Operations
384 Corporation ~~Supreme Court~~. The Auditor General shall develop a
385 compliance supplement for the audit of compliance with the
386 budgets and applicable workload performance standards certified
387 by the corporation.

388 Section 7. Section 28.36, Florida Statutes, is amended to
389 read:



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390 28.36 Budget procedure.—There is established a budget
391 procedure ~~for preparing budget requests for funding~~ for the
392 court-related functions of the clerks of the court.

393 (1) Only those functions listed in s. 28.35(3) (a) may be
394 funded from fees, service charges, costs, and fines retained by
395 the clerks of the court ~~Each clerk of court shall prepare a~~
396 ~~budget request for the last quarter of the county fiscal year~~
397 ~~and the first three quarters of the next county fiscal year. The~~
398 ~~proposed budget shall be prepared, summarized, and submitted by~~
399 ~~the clerk in each county to the Florida Clerks of Court~~
400 ~~Operations Corporation in the manner and form prescribed by the~~
401 ~~corporation to meet the requirements of law. Each clerk shall~~
402 ~~forward a copy of his or her budget request to the Supreme~~
403 ~~Court. The budget requests must be provided to the corporation~~
404 ~~by October 1 of each year.~~

405 (2) ~~Each clerk shall include in his or her budget request a~~
406 ~~projection of the amount of court-related fees, service charges,~~
407 ~~and any other court-related clerk fees which will be collected~~
408 ~~during the proposed budget period. If the corporation determines~~
409 ~~that the proposed budget is limited to the standard list of~~
410 ~~court-related functions in s. 28.35(3) (a) and the projected~~
411 ~~court-related revenues are less than the proposed budget, the~~
412 ~~clerk shall increase all fees, service charges, and any other~~
413 ~~court-related clerk fees and charges to the maximum amounts~~
414 ~~specified by law or the amount necessary to resolve the deficit,~~
415 ~~whichever is less.~~

416 (2)(3) Each proposed budget shall further conform to the
417 following requirements ~~clerk shall include in his or her budget~~
418 ~~request the number of personnel and the proposed budget for each~~



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419 ~~of the following core services:~~

420 (a) On or before June 1 of each year beginning in 2017, the
421 proposed budget shall be prepared, summarized, and submitted by
422 the clerk in each county to the Florida Clerks of Court
423 Operations Corporation in the manner and form prescribed by the
424 corporation. The proposed budget must provide detailed
425 information on the anticipated revenues available and
426 expenditures necessary for the performance of the court-related
427 functions listed in s. 28.35(3)(a) of the clerk's office for the
428 county fiscal year beginning October 1.

429 (b) The proposed budget must be balanced such that the
430 total of the estimated revenues available equals or exceeds the
431 total of the anticipated expenditures. Such revenues include
432 revenue projected to be received from fees, services charges,
433 costs, and fines for court-related functions during the fiscal
434 period covered by the budget. The anticipated expenditures must
435 be itemized as required by the corporation.

- 436 ~~(a) Circuit criminal.~~
- 437 ~~(b) County criminal.~~
- 438 ~~(c) Juvenile delinquency.~~
- 439 ~~(d) Criminal traffic.~~
- 440 ~~(e) Circuit civil.~~
- 441 ~~(f) County civil.~~
- 442 ~~(g) Civil traffic.~~
- 443 ~~(h) Probate.~~
- 444 ~~(i) Family.~~
- 445 ~~(j) Juvenile dependency.~~

446
447 ~~Central administrative costs shall be allocated among the core-~~



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448 ~~services categories.~~

449 (3) If a clerk of the court estimates that available funds
450 plus projected revenues from fines, fees, service charges, and
451 costs for court-related services are insufficient to meet the
452 anticipated expenditures for the standard list of court-related
453 functions in s. 28.35(3)(a) performed by his or her office, the
454 clerk must report the revenue deficit to the corporation in the
455 manner and form prescribed by the corporation. The corporation
456 shall verify that the proposed budget is limited to the standard
457 list of court-related functions in s. 28.35(3)(a). If the
458 corporation verifies that a revenue deficit is projected, the
459 corporation shall certify a revenue deficit and notify the
460 Department of Revenue that the clerk is authorized to retain
461 revenues, in an amount necessary to fully fund the projected
462 revenue deficit, which he or she would otherwise be required to
463 remit to the Department of Revenue for deposit into the
464 department's Clerks of the Court Trust Fund pursuant to s.
465 28.37. If a revenue deficit is projected for that clerk after
466 retaining all of the projected collections from the court-
467 related fines, fees, service charges, and costs, the corporation
468 shall certify the amount of the revenue deficit to the Executive
469 Office of the Governor and request release authority for funds
470 from the department's Clerks of the Court Trust Fund.
471 Notwithstanding s. 216.192 relating to the release of funds, the
472 Executive Office of the Governor may approve the release of
473 funds in accordance with the notice, review, and objection
474 procedures set forth in s. 216.177 and shall provide notice to
475 the Chief Financial Officer. The Department of Revenue shall
476 request monthly distributions from the Chief Financial Officer



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477 in equal amounts to each clerk certified to have a revenue
478 deficit, in accordance with the releases approved by the
479 Governor.

480 (4) The Legislative Budget Commission may approve increases
481 to the previously authorized budgets approved for individual
482 clerks of the court pursuant to section 28.35 for court-related
483 functions, if:

484 (a) The additional budget authority is necessary to pay the
485 cost of performing new or additional functions required by
486 changes in law or court rule; or

487 (b) The additional budget authority is necessary to pay the
488 cost of supporting increases in the number of judges or
489 magistrates authorized by the Legislature.

490 ~~(4) The budget request must identify the service units to~~
491 ~~be provided within each core service. The service units shall be~~
492 ~~developed by the corporation, in consultation with the Supreme~~
493 ~~Court, the Chief Financial Officer, and the appropriations~~
494 ~~committees of the Senate and the House of Representatives.~~

495 ~~(5) The budget request must propose a unit cost for each~~
496 ~~service unit. The corporation shall provide a copy of each~~
497 ~~clerk's budget request to the Supreme Court.~~

498 ~~(6) The corporation shall review each individual clerk's~~
499 ~~prior-year expenditures, projected revenue, proposed unit costs,~~
500 ~~and the proposed budget for each of the core-services~~
501 ~~categories. The corporation shall compare each clerk's prior-~~
502 ~~year expenditures and unit costs for core services with a peer~~
503 ~~group of clerks' offices having a population of a similar size~~
504 ~~and a similar number of case filings. If the corporation finds~~
505 ~~that the expenditures, unit costs, or proposed budget of a clerk~~



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506 ~~is significantly higher than those of clerks in that clerk's~~
507 ~~peer group, the corporation shall require the clerk to submit~~
508 ~~documentation justifying the difference in each core services~~
509 ~~category. Justification for higher expenditures may include, but~~
510 ~~is not limited to, collective bargaining agreements, county~~
511 ~~civil service agreements, and the number and distribution of~~
512 ~~courthouses served by the clerk. If the expenditures and unit~~
513 ~~costs are not justified, the corporation shall recommend a~~
514 ~~reduction in the funding for that core services category in the~~
515 ~~budget request to an amount similar to the peer group of clerks~~
516 ~~or to an amount that the corporation determines is justified.~~

517 ~~(7) The corporation shall complete its review and~~
518 ~~adjustments to the clerks' budget requests and make its~~
519 ~~recommendations to the Legislature and the Supreme Court by~~
520 ~~December 1 each year.~~

521 ~~(8) The Chief Financial Officer shall review the proposed~~
522 ~~unit costs associated with each clerk of court's budget request~~
523 ~~and make recommendations to the Legislature. The Chief Financial~~
524 ~~Officer may conduct any audit of the corporation or a clerk of~~
525 ~~court as authorized by law. The Chief Justice of the Supreme~~
526 ~~Court may request an audit of the corporation or any clerk of~~
527 ~~court by the Chief Financial Officer.~~

528 ~~(9) The Legislature shall appropriate the total amount for~~
529 ~~the budgets of the clerks in the General Appropriations Act. The~~
530 ~~Legislature may reject or modify any or all of the unit costs~~
531 ~~recommended by the corporation. If the Legislature does not~~
532 ~~specify the unit costs in the General Appropriations Act or~~
533 ~~other law, the unit costs recommended by the corporation shall~~
534 ~~be the official unit costs for that budget period.~~



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535 ~~(10) (a) Beginning in the 2010-2011 fiscal year, the~~
536 ~~corporation shall release appropriations to each clerk~~
537 ~~quarterly. If funds in the Clerks of Court Trust Fund are~~
538 ~~insufficient to provide a release in a quarter in a single~~
539 ~~release, the corporation may release partial amounts for that~~
540 ~~quarter so long as the total of those partial amounts does not~~
541 ~~exceed that quarter's release. If funds in the Clerks of Court~~
542 ~~Trust Fund are insufficient for the first quarter release, the~~
543 ~~corporation may make a request to the Governor for a trust fund~~
544 ~~loan pursuant to chapter 215. The amount of the first three~~
545 ~~releases shall be based on one quarter of the estimated budget~~
546 ~~for each clerk as identified in the General Appropriations Act.~~

547 ~~(b) The corporation shall estimate the fourth quarter's~~
548 ~~number of units to be performed by each clerk. The amount of the~~
549 ~~fourth-quarter release shall be based on the approved unit cost~~
550 ~~times the estimated number of units of the fourth quarter with~~
551 ~~the following adjustment: the fourth-quarter release shall be~~
552 ~~adjusted based on the first three quarter's actual number of~~
553 ~~service units provided as reported to the corporation by each~~
554 ~~clerk. If the clerk has performed fewer service units in the~~
555 ~~first three quarters of the year compared to three quarters of~~
556 ~~the estimated number of service units in the General~~
557 ~~Appropriations Act, the corporation shall decrease the fourth-~~
558 ~~quarter release. The amount of the decrease shall equal the~~
559 ~~amount of the difference between the estimated number of service~~
560 ~~units for the first three quarters and the actual number of~~
561 ~~service units provided in the first three quarters times the~~
562 ~~approved unit cost.~~

563 ~~(c) No adjustment for the fourth-quarter release shall be~~



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564 ~~made if the clerk has performed more units than the estimate for~~
565 ~~the first three quarters.~~

566 ~~(d) If the clerk performs fewer units in the fourth quarter~~
567 ~~than estimated by the corporation, the corporation shall~~
568 ~~decrease the first-quarter release for the clerk in the next~~
569 ~~fiscal year by the amount of the difference between the~~
570 ~~estimated number of service units for the fourth quarter and the~~
571 ~~actual number of service units performed in that quarter times~~
572 ~~the approved unit cost.~~

573 ~~(e) The total of all releases to the clerks of court may~~
574 ~~not exceed the amount appropriated in the General Appropriations~~
575 ~~Act. If, during the year, the corporation determines that the~~
576 ~~projected releases of appropriations for service units will~~
577 ~~exceed the estimate used in the General Appropriations Act and~~
578 ~~result in statewide expenditures greater than the amount~~
579 ~~appropriated by law, the corporation shall reduce all service~~
580 ~~unit costs of all clerks by the amount necessary to ensure that~~
581 ~~service units are funded within the total amount appropriated to~~
582 ~~the clerks of court. If such action is necessary, the~~
583 ~~corporation shall notify the Legislative Budget Commission. If~~
584 ~~the Legislative Budget Commission objects to the adjustments,~~
585 ~~the Legislative Budget Commission shall adjust all service unit~~
586 ~~costs by the amount necessary to ensure that projected units of~~
587 ~~service are funded within the total amount appropriated to the~~
588 ~~clerks of court at its next scheduled meeting.~~

589 ~~(11) The corporation may submit proposed legislation to the~~
590 ~~Governor, the President of the Senate, and the Speaker of the~~
591 ~~House of Representatives relating to the preparation of budget~~
592 ~~requests of the clerks of court.~~



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593 Section 8. Section 28.365, Florida Statutes, is created to
594 read:

595 28.365 Procurement.—The clerks of the court and the Florida
596 Clerks of Court Operations Corporation are subject to the
597 procurement requirements and limitations of chapter 287 for
598 expenditures made pursuant to the budget provided for in ss.
599 28.35 and 28.36.

600 Section 9. Section 28.37, Florida Statutes, is amended to
601 read:

602 28.37 Fines, fees, service charges, and costs remitted to
603 the state.—

604 (1) Pursuant to s. 14(b), Art. V of the State Constitution,
605 selected salaries, costs, and expenses of the state courts
606 system and court-related functions shall be funded from a
607 portion of the revenues derived from statutory fines, fees,
608 service charges, and costs collected by the clerks of the court.

609 (2) Beginning November 1, 2016, that portion of all fines,
610 fees, service charges, and costs collected by the clerks of the
611 court for the previous month which is in excess of one-twelfth
612 of the clerks' total budget for the performance of court-related
613 functions shall be remitted to the Department of Revenue for
614 deposit into the Clerks of the Court Trust Fund. Such
615 collections do not include funding received for the operation of
616 the Title IV-D child support collections and disbursement
617 program. The clerk of the court shall remit the revenues
618 collected during the previous month due to the state on or
619 before the 10th day of each month.

620 (3) No later than January 25, 2018, and each January 25
621 thereafter for the previous county fiscal year, the clerks of



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622 court, in consultation with the Florida Clerks of Court
623 Operations Corporation, shall remit to the Department of Revenue
624 for deposit in the General Revenue Fund the cumulative excess of
625 all fines, fees, service charges, and costs retained by the
626 clerks of the court, plus any funds received by the clerks of
627 the court from the Clerks of the Court Trust Fund under s.
628 28.36(3), which exceed the amount needed to meet their
629 authorized budget amounts established under s. 28.35, and the
630 Florida Clerks of Court Operations Corporation shall remit to
631 the Department of Revenue for deposit in the General Revenue
632 Fund the cumulative excess of all fines, fees, service charges,
633 and costs retained in the Clerks of the Court Trust Fund.
634 However, if the official estimate for funds accruing to the
635 Clerks of the Court Trust Fund made by the Revenue Estimating
636 Conference for the current fiscal year or the next fiscal year
637 included in the estimate is less than the cumulative amount of
638 authorized budgets from the Clerks of the Court Trust Fund for
639 the current fiscal year, the Department of Revenue shall deposit
640 the difference in the Clerks of the Court Trust Fund rather than
641 in the General Revenue Fund.

642 (4) The Department of Revenue shall collect any funds that
643 the Florida Clerks of Court Operations Corporation determines
644 upon investigation were due no later than January 20 but not
645 remitted to the department.

646 ~~(5)-(2) Ten Except as otherwise provided in ss. 28.241 and~~
647 ~~34.041, all court-related fines, fees, service charges, and~~
648 ~~costs are considered state funds and shall be remitted by the~~
649 ~~clerk to the Department of Revenue for deposit into the Clerks~~
650 ~~of the Court Trust Fund within the Justice Administrative~~



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651 ~~Commission. However, 10~~ percent of all court-related fines
652 collected by the clerk, except for penalties or fines
653 distributed to counties or municipalities under s.
654 316.0083(1)(b)3. or s. 318.18(15)(a), shall be deposited into
655 the clerk's Public Records Modernization Trust Fund to be used
656 exclusively for additional clerk court-related operational needs
657 and program enhancements.

658 Section 10. Paragraph (b) of subsection (1) of section
659 34.041, Florida Statutes, is amended, and paragraph (a) of that
660 subsection is reenacted, to read:

661 34.041 Filing fees.—

662 (1) (a) Filing fees are due at the time a party files a
663 pleading to initiate a proceeding or files a pleading for
664 relief. Reopen fees are due at the time a party files a pleading
665 to reopen a proceeding if at least 90 days have elapsed since
666 the filing of a final order or final judgment with the clerk. If
667 a fee is not paid upon the filing of the pleading as required
668 under this section, the clerk shall pursue collection of the fee
669 pursuant to s. 28.246. Upon the institution of any civil action,
670 suit, or proceeding in county court, the party shall pay the
671 following filing fee, not to exceed:

- 672 1. For all claims less than \$100 \$50.
- 673 2. For all claims of \$100 or more but not more than \$500
674 \$75.
- 675 3. For all claims of more than \$500 but not more than
676 \$2,500 \$170.
- 677 4. For all claims of more than \$2,500 \$295.
- 678 5. In addition, for all proceedings of garnishment,
679 attachment, replevin, and distress \$85.



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680 6. Notwithstanding subparagraphs 3. and 5., for all claims
681 of not more than \$1,000 filed simultaneously with an action for
682 replevin of property that is the subject of the claim \$125.

683 7. For removal of tenant action \$180.

684

685 The filing fee in subparagraph 6. is the total fee due under
686 this paragraph for that type of filing, and no other filing fee
687 under this paragraph may be assessed against such a filing.

688 (b) The first \$75 ~~\$80~~ of the filing fee collected under
689 subparagraph (a)4. shall be remitted to the Department of
690 Revenue for deposit into the General Revenue Fund and \$5 must be
691 remitted by the clerk to the Department of Revenue for deposit
692 into the Clerks of Court Trust Fund. The next \$15 of the filing
693 fee collected under subparagraph (a)4. and the first \$10 of the
694 filing fee collected under subparagraph (a)7. shall be
695 deposited in the State Courts Revenue Trust Fund. By the 10th
696 day of each month, the clerk shall submit that portion of the
697 fees collected in the previous month which is in excess of one-
698 twelfth of the clerk's total budget for the performance of
699 court-related functions to the Department of Revenue for deposit
700 into the Clerks of the Court Trust Fund. An additional filing
701 fee of \$4 shall be paid to the clerk. The clerk shall transfer
702 \$3.50 to the Department of Revenue for deposit into the Court
703 Education Trust Fund and shall transfer 50 cents to the
704 Department of Revenue for deposit into the Clerks of the Court
705 Trust Fund within the Justice Administrative Commission to fund
706 clerk education provided by the Florida Clerks of Court
707 Operations Corporation. Postal charges incurred by the clerk of
708 the county court in making service by mail on defendants or



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709 other parties shall be paid by the party at whose instance
710 service is made. Except as provided in this section herein,
711 filing fees and service charges for performing duties of the
712 clerk relating to the county court shall be as provided in ss.
713 28.24 and 28.241. Except as otherwise provided in this section
714 ~~herein~~, all filing fees shall be retained as fee income of the
715 office of the clerk of the circuit court ~~remitted to the~~
716 ~~Department of Revenue for deposit into the Clerks of the Court~~
717 ~~Trust Fund within the Justice Administrative Commission~~. Filing
718 fees imposed by this section may not be added to any penalty
719 imposed by chapter 316 or chapter 318.

720 Section 11. Section 142.01, Florida Statutes, is amended to
721 read:

722 142.01 Fine and forfeiture fund; disposition of revenue;
723 clerk of the circuit court.—

724 (1) There shall be established by the clerk of the circuit
725 court in each county of this state a separate fund to be known
726 as the fine and forfeiture fund for use by the clerk of the
727 circuit court in performing court-related functions. The fund
728 shall consist of the following:

729 (a) Fines and penalties pursuant to ss. 28.2402(2),
730 34.045(2), 316.193, 327.35, 327.72, 379.2203(1), and 775.083(1).

731 (b) That portion of civil penalties directed to this fund
732 pursuant to s. 318.21.

733 (c) Court costs pursuant to ss. 28.2402(1)(b),
734 34.045(1)(b), 318.14(10)(b), 318.18(11)(a), 327.73(9)(a) and
735 (11)(a), and 938.05(3).

736 (d) Proceeds from forfeited bail bonds, unclaimed bonds,
737 unclaimed moneys, or recognizances pursuant to ss. 321.05(4)(a),



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738 379.2203(1), and 903.26(3) (a) .

739 (e) Fines and forfeitures pursuant to s. 34.191.

740 (f) Filing fees received pursuant to ss. 28.241 and 34.041,
741 unless the disposition of such fees is otherwise required by
742 law.

743 (g) ~~(f)~~ All other revenues received by the clerk as revenue
744 authorized by law to be retained by the clerk.

745 ~~(2) All revenues received by the clerk in the fine and~~
746 ~~forfeiture fund from court-related fees, fines, costs, and~~
747 ~~service charges are considered state funds and shall be remitted~~
748 ~~monthly to the Department of Revenue for deposit into the Clerks~~
749 ~~of the Court Trust Fund within the Justice Administrative~~
750 ~~Commission.~~

751 ~~(3) Notwithstanding the provisions of this section, all~~
752 ~~finances and forfeitures arising from operation of the provisions~~
753 ~~of s. 318.1215 shall be disbursed in accordance with that~~
754 ~~section.~~

755 Section 12. Section 213.131, Florida Statutes, is amended
756 to read:

757 213.131 Clerks of the Court Trust Fund within the
758 Department of Revenue ~~Justice Administrative Commission.~~—The
759 Clerks of the Court Trust Fund is created within the Department
760 of Revenue ~~Justice Administrative Commission.~~

761 Section 13. Subsection (2) of section 215.22, Florida
762 Statutes, is amended to read:

763 215.22 Certain income and certain trust funds exempt.—

764 (2) Moneys and income of a revenue nature shared with
765 political subdivisions or received from taxes or fees authorized
766 to be levied by any political subdivision, including moneys from



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767 service charges, fees, costs, and fines deposited into the
768 Clerks of the Court Trust Fund within the Department of Revenue,
769 shall be exempt from the deduction required by s. 215.20(1).

770 Section 14. For the period from July 1, 2016, through
771 September 30, 2016, the authorized budget for the clerks of the
772 circuit court shall be \$110,845,078 and the authorized budget
773 for the Florida Clerks of Court Operations Corporation shall be
774 \$405,412. The Florida Clerks of Court Operations Corporation
775 shall determine budget amounts for the individual clerks for
776 that period. For the county fiscal year beginning October 1,
777 2016, and ending September 30, 2017, the authorized budget for
778 the clerks of the circuit court shall be \$443,380,312 and the
779 authorized budget for the Florida Clerks of Court Operations
780 Corporation shall be \$1,621,648. The Florida Clerks of Court
781 Operations Corporation shall determine budget amounts for the
782 individual clerks for that period.

783 Section 15. Except as otherwise expressly provided in this
784 act and except for this section, which shall take effect upon
785 this act becoming a law, this act shall take effect July 1,
786 2016.

787
788 ===== T I T L E A M E N D M E N T =====

789 And the title is amended as follows:

790 Delete everything before the enacting clause
791 and insert:

792 A bill to be entitled
793 An act relating to clerks of court; transferring the
794 Clerks of the Court Trust Fund from the Justice
795 Administrative Commission to the Department of



796 Revenue; amending s. 11.90, F.S.; providing additional
797 duties of the Legislative Budget Commission relating
798 to clerks of court; amending s. 28.241, F.S.; revising
799 distribution of filing fees; revising references to
800 trust funds; repealing s. 28.2455, F.S., relating to
801 the transfer of trust funds in excess of the amount
802 needed for clerk budgets; amending s. 28.246, F.S.;
803 conforming provisions to changes made by the act;
804 amending s. 28.35, F.S.; revising duties of the
805 corporation; defining terms; providing requirements
806 for annual submission of a proposed budget and related
807 information; revising provisions concerning functions
808 that may and may not be funded from specified sources;
809 revising distribution of the corporation's audit
810 report; amending s. 28.36, F.S.; specifying that only
811 certain functions may be funded from fees, service
812 charges, costs, and fines retained by the clerks of
813 the court; revising provisions relating to preparation
814 of budget requests by clerks; providing for reporting
815 and certification of revenue deficits; providing
816 procedures for retention of additional revenues by
817 clerks in the event of a deficit; providing for the
818 release of funds from a specified trust fund to
819 relieve such a deficit in certain circumstances;
820 providing for increases in previously authorized
821 budgets in certain circumstances; deleting provisions
822 relating to review of budgets and related information;
823 creating s. 28.365, F.S.; providing that clerks of
824 court and the Florida Clerks of Court Operations



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825 Corporation are subject to specified procurement
826 requirements for expenditures made pursuant to
827 specified provisions; amending s. 28.37, F.S.;
828 providing that a portion of all fines, fees, service
829 charges, and costs collected by the clerks of the
830 court that exceeds a specified portion of the clerk's
831 annual budget be remitted to a specified trust fund;
832 providing for remission of certain excess collections
833 to the department for deposit into the General Revenue
834 Fund on specified dates; providing for deposit of such
835 funds in a specified trust fund in certain
836 circumstances; providing for collection of certain
837 funds by the department; amending s. 34.041, F.S.;
838 conforming provisions to changes made by the act;
839 revising distribution of certain fees; amending s.
840 142.01, F.S.; deleting provisions specifying that
841 certain moneys are considered state funds; amending s.
842 213.131, F.S.; conforming provisions to changes made
843 by the act; amending s. 215.22, F.S.; exempting
844 certain moneys deposited in the Clerks of the Court
845 Trust Fund from a specified deduction; specifying the
846 authorized budget for the clerks of the circuit court
847 and the corporation for specified periods; requiring
848 the corporation to determine budget amounts for the
849 individual clerks for those periods; providing
850 effective dates.



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LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
04/03/2013	.	
	.	
	.	
	.	

The Committee on Appropriations (Bradley) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. The Clerks of the Court Trust Fund within the Justice Administrative Commission, FLAIR number 21-2-588, is transferred together with all balances in the fund to the Department of Revenue.

Section 2. Subsection (6) of section 11.90, Florida Statutes, is amended to read:

11.90 Legislative Budget Commission.—

(6) The commission shall have the power and duty to:



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13 (a) Review and approve or disapprove budget amendments
14 recommended by the Governor or the Chief Justice of the Supreme
15 Court as provided in chapter 216.

16 (b) Develop the long-range financial outlook described in
17 s. 19, Art. III of the State Constitution.

18 (c) Review and approve, disapprove, or amend and approve
19 the total combined budgets of the clerks of the court or the
20 budget of any individual clerk of the court for court-related
21 functions.

22 ~~(d) In addition to the powers and duties specified in this~~
23 ~~subsection, the commission shall~~ Exercise all other powers and
24 perform any other duties prescribed by the Legislature.

25 Section 3. Paragraph (a) of subsection (1) of section
26 28.241, Florida Statutes, is amended to read:

27 28.241 Filing fees for trial and appellate proceedings.—

28 (1) Filing fees are due at the time a party files a
29 pleading to initiate a proceeding or files a pleading for
30 relief. Reopen fees are due at the time a party files a pleading
31 to reopen a proceeding if at least 90 days have elapsed since
32 the filing of a final order or final judgment with the clerk. If
33 a fee is not paid upon the filing of the pleading as required
34 under this section, the clerk shall pursue collection of the fee
35 pursuant to s. 28.246.

36 (a)1.a. Except as provided in sub-subparagraph b. and
37 subparagraph 2., the party instituting any civil action, suit,
38 or proceeding in the circuit court shall pay to the clerk of
39 that court a filing fee of up to \$395 in all cases in which
40 there are not more than five defendants and an additional filing
41 fee of up to \$2.50 for each defendant in excess of five. Of the



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42 first \$280 in filing fees, \$75 ~~\$80~~ must be remitted by the clerk
43 to the Department of Revenue for deposit into the General
44 Revenue Fund, \$5 must be remitted by the clerk to the Department
45 of Revenue for deposit into the Clerks of Court Trust Fund, \$195
46 must be remitted to the Department of Revenue for deposit into
47 the State Courts Revenue Trust Fund, \$4 ~~\$3.50~~ must be remitted
48 to the Department of Revenue for deposit into the Clerks of the
49 Court Trust Fund within the Justice Administrative Commission
50 and used to fund the Florida Clerks of Court Operations
51 Corporation created in s. 28.35, and \$1 ~~\$1.50~~ must be remitted
52 to the Department of Revenue for deposit into the Administrative
53 Trust Fund within the Department of Financial Services to fund
54 audits of individual clerks' court-related expenditures ~~clerk~~
55 ~~budget reviews~~ conducted by the Department of Financial
56 Services. By the 10th of each month, the clerk shall submit that
57 portion of the filing fees collected in the previous month which
58 is in excess of one-twelfth of the clerk's total budget ~~One~~
59 ~~third of any filing fees collected by the clerk of the circuit~~
60 ~~court in excess of \$100 must be remitted~~ to the Department of
61 Revenue for deposit into the Clerks of the Court Trust Fund
62 ~~within the Justice Administrative Commission.~~

63 b. The party instituting any civil action, suit, or
64 proceeding in the circuit court under chapter 39, chapter 61,
65 chapter 741, chapter 742, chapter 747, chapter 752, or chapter
66 753 shall pay to the clerk of that court a filing fee of up to
67 \$295 in all cases in which there are not more than five
68 defendants and an additional filing fee of up to \$2.50 for each
69 defendant in excess of five. Of the first \$180 in filing fees,
70 \$75 ~~\$80~~ must be remitted by the clerk to the Department of



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71 Revenue for deposit into the General Revenue Fund, \$5 must be
72 remitted by the clerk to the Department of Revenue for deposit
73 into the Clerks of Court Trust Fund, \$95 must be remitted to the
74 Department of Revenue for deposit into the State Courts Revenue
75 Trust Fund, \$4 ~~\$3.50~~ must be remitted to the Department of
76 Revenue for deposit into the Clerks of the Court Trust Fund
77 within the Justice Administrative Commission and used to fund
78 the Florida Clerks of Court Operations Corporation created in s.
79 28.35, and \$1 ~~\$1.50~~ must be remitted to the Department of
80 Revenue for deposit into the Administrative Trust Fund within
81 the Department of Financial Services to fund audits of
82 individual clerks' court-related expenditures ~~clerk budget~~
83 ~~reviews~~ conducted by the Department of Financial Services.

84 c. An additional filing fee of \$4 shall be paid to the
85 clerk. The clerk shall remit \$3.50 to the Department of Revenue
86 for deposit into the Court Education Trust Fund and shall remit
87 50 cents to the Department of Revenue for deposit into the
88 Clerks of the Court Trust Fund within the Justice Administrative
89 Commission to fund clerk education provided by the Florida
90 Clerks of Court Operations Corporation. An additional filing fee
91 of up to \$18 shall be paid by the party seeking each severance
92 that is granted. The clerk may impose an additional filing fee
93 of up to \$85 for all proceedings of garnishment, attachment,
94 replevin, and distress. Postal charges incurred by the clerk of
95 the circuit court in making service by certified or registered
96 mail on defendants or other parties shall be paid by the party
97 at whose instance service is made. Additional fees, charges, or
98 costs may not be added to the filing fees imposed under this
99 section, except as authorized in this section or by general law.



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100 2.a. Notwithstanding the fees prescribed in subparagraph
101 1., a party instituting a civil action in circuit court relating
102 to real property or mortgage foreclosure shall pay a graduated
103 filing fee based on the value of the claim.

104 b. A party shall estimate in writing the amount in
105 controversy of the claim upon filing the action. For purposes of
106 this subparagraph, the value of a mortgage foreclosure action is
107 based upon the principal due on the note secured by the
108 mortgage, plus interest owed on the note and any moneys advanced
109 by the lender for property taxes, insurance, and other advances
110 secured by the mortgage, at the time of filing the foreclosure.
111 The value shall also include the value of any tax certificates
112 related to the property. In stating the value of a mortgage
113 foreclosure claim, a party shall declare in writing the total
114 value of the claim, as well as the individual elements of the
115 value as prescribed in this sub-subparagraph.

116 c. In its order providing for the final disposition of the
117 matter, the court shall identify the actual value of the claim.
118 The clerk shall adjust the filing fee if there is a difference
119 between the estimated amount in controversy and the actual value
120 of the claim and collect any additional filing fee owed or
121 provide a refund of excess filing fee paid.

122 d. The party shall pay a filing fee of:

123 (I) Three hundred and ninety-five dollars in all cases in
124 which the value of the claim is \$50,000 or less and in which
125 there are not more than five defendants. The party shall pay an
126 additional filing fee of up to \$2.50 for each defendant in
127 excess of five. Of the first \$280 in filing fees, \$270 ~~\$275~~ must
128 be remitted by the clerk to the Department of Revenue for



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129 deposit into the General Revenue Fund, \$5 must be remitted by
130 the clerk to the Department of Revenue for deposit into the
131 Clerks of Court Trust Fund, \$4 ~~\$3.50~~ must be remitted to the
132 Department of Revenue for deposit into the Clerks of the Court
133 Trust Fund within the Justice Administrative Commission and used
134 to fund the Florida Clerks of Court Operations Corporation
135 created in s. 28.35, and \$1 ~~\$1.50~~ must be remitted to the
136 Department of Revenue for deposit into the Administrative Trust
137 Fund within the Department of Financial Services to fund audits
138 of individual clerks' court-related expenditures ~~clerk budget~~
139 ~~reviews~~ conducted by the Department of Financial Services;

140 (II) Nine hundred dollars in all cases in which the value
141 of the claim is more than \$50,000 but less than \$250,000 and in
142 which there are not more than five defendants. The party shall
143 pay an additional filing fee of up to \$2.50 for each defendant
144 in excess of five. Of the first \$785 in filing fees, \$775 ~~\$780~~
145 must be remitted by the clerk to the Department of Revenue for
146 deposit into the General Revenue Fund, \$5 must be remitted by
147 the clerk to the Department of Revenue for deposit into the
148 Clerks of Court Trust Fund, \$4 ~~\$3.50~~ must be remitted to the
149 Department of Revenue for deposit into the Clerks of the Court
150 Trust Fund within the Justice Administrative Commission and used
151 to fund the Florida Clerks of Court Operations Corporation
152 described in s. 28.35, and \$1 ~~\$1.50~~ must be remitted to the
153 Department of Revenue for deposit into the Administrative Trust
154 Fund within the Department of Financial Services to fund audits
155 of individual clerks' court-related expenditures ~~clerk budget~~
156 ~~reviews~~ conducted by the Department of Financial Services; or

157 (III) One thousand nine hundred dollars in all cases in



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158 which the value of the claim is \$250,000 or more and in which
159 there are not more than five defendants. The party shall pay an
160 additional filing fee of up to \$2.50 for each defendant in
161 excess of five. Of the first \$1,785 in filing fees, \$1,005
162 ~~\$1,010~~ must be remitted by the clerk to the Department of
163 Revenue for deposit into the General Revenue Fund, \$5 must be
164 remitted by the clerk to the Department of Revenue for deposit
165 into the Clerks of Court Trust Fund, \$770 must be remitted to
166 the Department of Revenue for deposit into the State Courts
167 Revenue Trust Fund, \$4 ~~\$3.50~~ must be remitted to the Department
168 of Revenue for deposit into the Clerks of the Court Trust Fund
169 within the Justice Administrative Commission to fund the Florida
170 Clerks of Court Operations Corporation created in s. 28.35, and
171 \$1 ~~\$1.50~~ must be remitted to the Department of Revenue for
172 deposit into the Administrative Trust Fund within the Department
173 of Financial Services to fund audits of individual clerks'
174 court-related expenditures ~~clerk budget reviews~~ conducted by the
175 Department of Financial Services.

176 e. An additional filing fee of \$4 shall be paid to the
177 clerk. The clerk shall remit \$3.50 to the Department of Revenue
178 for deposit into the Court Education Trust Fund and shall remit
179 50 cents to the Department of Revenue for deposit into the
180 Clerks of the Court Trust Fund within the Justice Administrative
181 Commission to fund clerk education provided by the Florida
182 Clerks of Court Operations Corporation. An additional filing fee
183 of up to \$18 shall be paid by the party seeking each severance
184 that is granted. The clerk may impose an additional filing fee
185 of up to \$85 for all proceedings of garnishment, attachment,
186 replevin, and distress. Postal charges incurred by the clerk of



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187 the circuit court in making service by certified or registered
188 mail on defendants or other parties shall be paid by the party
189 at whose instance service is made. Additional fees, charges, or
190 costs may not be added to the filing fees imposed under this
191 section, except as authorized in this section or by general law.

192 Section 4. Effective upon this act becoming a law, section
193 28.2455, Florida Statutes, is repealed.

194 Section 5. Paragraph (b) of subsection (5) of section
195 28.246, Florida Statutes, is amended to read:

196 28.246 Payment of court-related fines or other monetary
197 penalties, fees, charges, and costs; partial payments;
198 distribution of funds.—

199 (5) When receiving partial payment of fees, service
200 charges, court costs, and fines, clerks shall distribute funds
201 according to the following order of priority:

202 (b) That portion of fees, service charges, court costs, and
203 fines required to be retained by the clerk of the court or
204 deposited into the Clerks of the Court Trust Fund within the
205 Department of Revenue ~~Justice Administrative Commission~~.

206
207 To offset processing costs, clerks may impose either a per-month
208 service charge pursuant to s. 28.24(26)(b) or a one-time
209 administrative processing service charge at the inception of the
210 payment plan pursuant to s. 28.24(26)(c).

211 Section 6. Section 28.35, Florida Statutes, is amended to
212 read:

213 28.35 Florida Clerks of Court Operations Corporation.—

214 (1)(a) The Florida Clerks of Court Operations Corporation
215 is created as a public corporation organized to perform the



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216 functions specified in this section and s. 28.36 and shall be
217 administratively housed within the Justice Administrative
218 Commission. The corporation shall be a budget entity within the
219 Justice Administrative Commission, and its employees shall be
220 considered state employees. The corporation is not subject to
221 control, supervision, or direction by the Justice Administrative
222 Commission in the performance of its duties, but the employees
223 of the corporation shall be governed by the classification plan
224 and salary and benefits plan of the Justice Administrative
225 Commission. The classification plan must have a separate chapter
226 for the corporation. All clerks of the circuit court shall be
227 members of the corporation and hold their position and authority
228 in an ex officio capacity. The functions assigned to the
229 corporation shall be performed by an executive council pursuant
230 to the plan of operation approved by the members.

231 (b) The executive council shall be composed of eight clerks
232 of the court elected by the clerks of the courts for a term of 2
233 years, with two clerks from counties with a population of fewer
234 than 100,000, two clerks from counties with a population of at
235 least 100,000 but fewer than 500,000, two clerks from counties
236 with a population of at least 500,000 but fewer than 1 million,
237 and two clerks from counties with a population of more than 1
238 million. The executive council shall also include, as ex officio
239 members, a designee of the President of the Senate and a
240 designee of the Speaker of the House of Representatives. The
241 Chief Justice of the Supreme Court shall designate one
242 additional member to represent the state courts system.

243 (c) The corporation shall be considered a political
244 subdivision of the state and shall be exempt from the corporate



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245 income tax. The corporation is not subject to ~~the provisions of~~
246 chapter 120.

247 (d) The functions assigned to the corporation under this
248 section and ss. 28.36 and 28.37 are considered to be for a valid
249 public purpose.

250 (2) The duties of the corporation shall include the
251 following:

252 (a) Adopting a plan of operation.

253 (b) Conducting the election of an executive council
254 ~~directors~~ as required in paragraph (1)(b) ~~(1)(a)~~.

255 (c) Recommending to the Legislature changes in the amounts
256 of the various court-related fines, fees, service charges, and
257 court costs established by law to ensure reasonable and adequate
258 funding of the clerks of the court in the performance of their
259 court-related functions.

260 (d) Developing and certifying a uniform system of workload
261 ~~performance~~ measures and applicable workload performance
262 standards for the functions specified in paragraph (3)(a) and
263 ~~the service unit costs required in s. 28.36 and measures for~~
264 clerk workload performance in meeting the workload performance
265 standards. These workload measures and workload performance
266 standards shall be designed to facilitate an objective
267 determination of the performance of each clerk in accordance
268 with minimum standards for fiscal management, operational
269 efficiency, and effective collection of fines, fees, service
270 charges, and court costs. The corporation shall develop the
271 workload performance measures and workload performance standards
272 in consultation with the Legislature ~~and the Supreme Court. The~~
273 ~~Legislature may modify the clerk performance measures and~~



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274 ~~performance standards in legislation implementing the General~~
275 ~~Appropriations Act or other law.~~ When the corporation finds a
276 clerk has not met the workload performance standards, the
277 corporation shall identify the nature of each deficiency and any
278 corrective action recommended and taken by the affected clerk of
279 the court. The corporation shall notify the Legislature ~~and the~~
280 ~~Supreme Court~~ of any clerk not meeting workload performance
281 standards and provide a copy of any corrective action plans. As
282 used in this subsection, the term:

283 1. "Workload measures" means the measurement of the
284 activities and frequency of the work required for the clerk to
285 adequately perform the court-related duties of the office as
286 defined by the Florida Clerks of Court Operations Corporation.

287 2. "Workload performance standards" means the standards
288 developed to measure the timeliness and effectiveness of the
289 activities that are accomplished by the clerk in the performance
290 of the court-related duties of the office as defined by the
291 Florida Clerks of Court Operations Corporation.

292 (e) Entering into a contract with the Department of
293 Financial Services for the department to audit the court-related
294 expenditures of individual clerks.

295 (f)(e) Reviewing, certifying, and recommending proposed
296 budgets submitted by clerks of the court pursuant to s. 28.36.
297 As part of this process, the corporation shall:

298 1. Calculate the minimum amount of revenue necessary for
299 each clerk of the court to efficiently perform the list of
300 court-related functions specified in paragraph (3) (a). The
301 corporation shall apply the workload measures appropriate for
302 determining the individual level of review required to fund the



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303 clerk's budget.

304 2. Prepare a cost comparison of similarly situated clerks
305 of the court, based on county population and numbers of filings,
306 using the standard list of court-related functions specified in
307 paragraph (3) (a).

308 3. Conduct an annual base budget review and an annual
309 budget exercise examining the total budget of each clerk of the
310 court. The review shall examine revenues from all sources,
311 expenses of court-related functions, and expenses of noncourt-
312 related functions as necessary to determine that court-related
313 revenues are not being used for noncourt-related purposes. The
314 review and exercise shall identify potential targeted budget
315 reductions in the percentage amount provided in Schedule VIII-B
316 of the state's legislative budget instructions from the previous
317 year, as referenced in s. 216.023(3), or an equivalent schedule
318 or instruction as may be adopted by the Legislature.

319 4. Identify those proposed budgets containing funding for
320 items not included on the standard list of court-related
321 functions specified in paragraph (3) (a).

322 5. Identify those clerks projected to have court-related
323 revenues insufficient to fund their anticipated court-related
324 expenditures.

325 6. Use revenue estimates based on the official estimate for
326 funds accruing to the Clerks of the Court Trust Fund made by the
327 Revenue Estimating Conference.

328 (g) ~~(f)~~ Developing and conducting clerk education programs.
329 ~~(g) Publishing a uniform schedule of actual fees, service~~
330 ~~charges, and costs charged by a clerk of the court pursuant to~~
331 ~~general law.~~



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332 (h) Beginning August 1, 2017, and each August 1 thereafter,
333 submitting to the Legislative Budget Commission, as provided in
334 s. 11.90, the information described in paragraph (f), as well as
335 the authorized budgets for each clerk of the court. Before
336 October 1 of each year beginning in 2017, the Legislative Budget
337 Commission shall consider the submitted budgets and shall
338 approve, disapprove, or amend and approve the total of the
339 clerks' combined budgets or any individual clerk's budget. If
340 the Legislative Budget Commission fails to approve or amend and
341 approve the clerks' combined budgets before October 1, the clerk
342 shall continue to perform the court-related functions based upon
343 the clerk's authorized budget for the previous county fiscal
344 year.

345 (3) (a) The list of court-related functions that clerks may
346 fund from filing fees, service charges, costs, and fines is
347 ~~perform~~ are limited to those functions expressly authorized by
348 law or court rule. Those functions include the following: case
349 maintenance; records management; court preparation and
350 attendance; processing the assignment, reopening, and
351 reassignment of cases; processing of appeals; collection and
352 distribution of fines, fees, service charges, and court costs;
353 processing of bond forfeiture payments; payment of jurors and
354 witnesses; payment of expenses for meals or lodging provided to
355 jurors; data collection and reporting; processing of jurors;
356 determinations of indigent status; and paying reasonable
357 administrative support costs to enable the clerk of the court to
358 carry out these court-related functions.

359 (b) The list of court-related functions that clerks may not
360 fund from filing fees, service charges, costs, and fines



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361 includes state appropriations include:

362 1. Those functions not specified within paragraph (a).

363 2. Functions assigned by administrative orders which are
364 not required for the clerk to perform the functions in paragraph
365 (a).

366 3. Enhanced levels of service which are not required for
367 the clerk to perform the functions in paragraph (a).

368 4. Functions identified as local requirements in law or
369 local optional programs.

370 (4) The corporation shall prepare a legislative budget
371 request for the resources necessary to perform its duties,
372 submit the request pursuant to chapter 216, and be funded as a
373 budget entity in the General Appropriations Act. The corporation
374 may hire staff and pay other expenses from state appropriations
375 as necessary to perform the official duties and responsibilities
376 of the corporation as described by law.

377 (5) Certified public accountants conducting audits of
378 counties pursuant to s. 218.39 shall report, as part of the
379 audit, whether ~~or not~~ the clerks of the courts have complied
380 with the requirements of this section and s. 28.36. In addition,
381 each clerk of court shall forward a copy of the ~~portion of the~~
382 financial audit ~~relating to the court-related duties of the~~
383 ~~clerk of court~~ to the Florida Clerks of Court Operations
384 Corporation ~~Supreme Court~~. The Auditor General shall develop a
385 compliance supplement for the audit of compliance with the
386 budgets and applicable workload performance standards certified
387 by the corporation.

388 Section 7. Section 28.36, Florida Statutes, is amended to
389 read:



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390 28.36 Budget procedure.—There is established a budget
391 procedure ~~for preparing budget requests for funding~~ for the
392 court-related functions of the clerks of the court.

393 (1) Only those functions listed in s. 28.35(3) (a) may be
394 funded from fees, service charges, costs, and fines retained by
395 the clerks of the court ~~Each clerk of court shall prepare a~~
396 ~~budget request for the last quarter of the county fiscal year~~
397 ~~and the first three quarters of the next county fiscal year. The~~
398 ~~proposed budget shall be prepared, summarized, and submitted by~~
399 ~~the clerk in each county to the Florida Clerks of Court~~
400 ~~Operations Corporation in the manner and form prescribed by the~~
401 ~~corporation to meet the requirements of law. Each clerk shall~~
402 ~~forward a copy of his or her budget request to the Supreme~~
403 ~~Court. The budget requests must be provided to the corporation~~
404 ~~by October 1 of each year.~~

405 (2) ~~Each clerk shall include in his or her budget request a~~
406 ~~projection of the amount of court-related fees, service charges,~~
407 ~~and any other court-related clerk fees which will be collected~~
408 ~~during the proposed budget period. If the corporation determines~~
409 ~~that the proposed budget is limited to the standard list of~~
410 ~~court-related functions in s. 28.35(3) (a) and the projected~~
411 ~~court-related revenues are less than the proposed budget, the~~
412 ~~clerk shall increase all fees, service charges, and any other~~
413 ~~court-related clerk fees and charges to the maximum amounts~~
414 ~~specified by law or the amount necessary to resolve the deficit,~~
415 ~~whichever is less.~~

416 (2)(3) Each proposed budget shall further conform to the
417 following requirements ~~clerk shall include in his or her budget~~
418 ~~request the number of personnel and the proposed budget for each~~



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419 ~~of the following core services:~~

420 (a) On or before June 1 of each year beginning in 2017, the
421 proposed budget shall be prepared, summarized, and submitted by
422 the clerk in each county to the Florida Clerks of Court
423 Operations Corporation in the manner and form prescribed by the
424 corporation. The proposed budget must provide detailed
425 information on the anticipated revenues available and
426 expenditures necessary for the performance of the court-related
427 functions listed in s. 28.35(3)(a) of the clerk's office for the
428 county fiscal year beginning October 1.

429 (b) The proposed budget must be balanced such that the
430 total of the estimated revenues available equals or exceeds the
431 total of the anticipated expenditures. Such revenues include
432 revenue projected to be received from fees, services charges,
433 costs, and fines for court-related functions during the fiscal
434 period covered by the budget. The anticipated expenditures must
435 be itemized as required by the corporation.

- 436 ~~(a) Circuit criminal.~~
- 437 ~~(b) County criminal.~~
- 438 ~~(c) Juvenile delinquency.~~
- 439 ~~(d) Criminal traffic.~~
- 440 ~~(e) Circuit civil.~~
- 441 ~~(f) County civil.~~
- 442 ~~(g) Civil traffic.~~
- 443 ~~(h) Probate.~~
- 444 ~~(i) Family.~~
- 445 ~~(j) Juvenile dependency.~~

446
447 ~~Central administrative costs shall be allocated among the core-~~



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448 ~~services categories.~~

449 (3) If a clerk of the court estimates that available funds
450 plus projected revenues from fines, fees, service charges, and
451 costs for court-related services are insufficient to meet the
452 anticipated expenditures for the standard list of court-related
453 functions in s. 28.35(3) (a) performed by his or her office, the
454 clerk must report the revenue deficit to the corporation in the
455 manner and form prescribed by the corporation. The corporation
456 shall verify that the proposed budget is limited to the standard
457 list of court-related functions in s. 28.35(3) (a). If the
458 corporation verifies that a revenue deficit is projected, the
459 corporation shall certify a revenue deficit and notify the
460 Department of Revenue that the clerk is authorized to retain
461 revenues, in an amount necessary to fully fund the projected
462 revenue deficit, which he or she would otherwise be required to
463 remit to the Department of Revenue for deposit into the
464 department's Clerks of the Court Trust Fund pursuant to s.
465 28.37. If a revenue deficit is projected for that clerk after
466 retaining all of the projected collections from the court-
467 related fines, fees, service charges, and costs, the corporation
468 shall certify the amount of the revenue deficit to the Executive
469 Office of the Governor and the Legislative Budget Commission,
470 and request release authority for funds from the department's
471 Clerks of the Court Trust Fund. Notwithstanding s. 216.192
472 relating to the release of funds, the Executive Office of the
473 Governor shall request the Legislative Budget Commission to
474 approve the release. If a meeting of the Legislative Budget
475 Commission cannot be held within thirty days of the corporation
476 submitting the request, the chair and vice-chair of the



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477 Legislative Budget Commission may authorize the release to be
478 submitted in accordance with the notice, review, and objection
479 procedures set forth in s. 216.177 and shall provide notice to
480 the Chief Financial Officer. The Department of Revenue shall
481 request monthly distributions from the Chief Financial Officer
482 in equal amounts to each clerk certified to have a revenue
483 deficit, in accordance with the releases approved by the
484 Governor and the Legislative Budget Commission.

485 (4) The Legislative Budget Commission may approve increases
486 to the previously authorized budgets approved for individual
487 clerks of the court pursuant to section 28.35 for court-related
488 functions, if:

489 (a) The additional budget authority is necessary to pay the
490 cost of performing new or additional functions required by
491 changes in law or court rule; or

492 (b) The additional budget authority is necessary to pay the
493 cost of supporting increases in the number of judges or
494 magistrates authorized by the Legislature.

495 ~~(4) The budget request must identify the service units to~~
496 ~~be provided within each core service. The service units shall be~~
497 ~~developed by the corporation, in consultation with the Supreme~~
498 ~~Court, the Chief Financial Officer, and the appropriations~~
499 ~~committees of the Senate and the House of Representatives.~~

500 ~~(5) The budget request must propose a unit cost for each~~
501 ~~service unit. The corporation shall provide a copy of each~~
502 ~~clerk's budget request to the Supreme Court.~~

503 ~~(6) The corporation shall review each individual clerk's~~
504 ~~prior year expenditures, projected revenue, proposed unit costs,~~
505 ~~and the proposed budget for each of the core services~~



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506 ~~categories. The corporation shall compare each clerk's prior~~
507 ~~year expenditures and unit costs for core services with a peer~~
508 ~~group of clerks' offices having a population of a similar size~~
509 ~~and a similar number of case filings. If the corporation finds~~
510 ~~that the expenditures, unit costs, or proposed budget of a clerk~~
511 ~~is significantly higher than those of clerks in that clerk's~~
512 ~~peer group, the corporation shall require the clerk to submit~~
513 ~~documentation justifying the difference in each core-services~~
514 ~~category. Justification for higher expenditures may include, but~~
515 ~~is not limited to, collective bargaining agreements, county~~
516 ~~civil service agreements, and the number and distribution of~~
517 ~~courthouses served by the clerk. If the expenditures and unit~~
518 ~~costs are not justified, the corporation shall recommend a~~
519 ~~reduction in the funding for that core-services category in the~~
520 ~~budget request to an amount similar to the peer group of clerks~~
521 ~~or to an amount that the corporation determines is justified.~~

522 ~~(7) The corporation shall complete its review and~~
523 ~~adjustments to the clerks' budget requests and make its~~
524 ~~recommendations to the Legislature and the Supreme Court by~~
525 ~~December 1 each year.~~

526 ~~(8) The Chief Financial Officer shall review the proposed~~
527 ~~unit costs associated with each clerk of court's budget request~~
528 ~~and make recommendations to the Legislature. The Chief Financial~~
529 ~~Officer may conduct any audit of the corporation or a clerk of~~
530 ~~court as authorized by law. The Chief Justice of the Supreme~~
531 ~~Court may request an audit of the corporation or any clerk of~~
532 ~~court by the Chief Financial Officer.~~

533 ~~(9) The Legislature shall appropriate the total amount for~~
534 ~~the budgets of the clerks in the General Appropriations Act. The~~



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535 ~~Legislature may reject or modify any or all of the unit costs~~
536 ~~recommended by the corporation. If the Legislature does not~~
537 ~~specify the unit costs in the General Appropriations Act or~~
538 ~~other law, the unit costs recommended by the corporation shall~~
539 ~~be the official unit costs for that budget period.~~

540 ~~(10) (a) Beginning in the 2010-2011 fiscal year, the~~
541 ~~corporation shall release appropriations to each clerk~~
542 ~~quarterly. If funds in the Clerks of Court Trust Fund are~~
543 ~~insufficient to provide a release in a quarter in a single~~
544 ~~release, the corporation may release partial amounts for that~~
545 ~~quarter so long as the total of those partial amounts does not~~
546 ~~exceed that quarter's release. If funds in the Clerks of Court~~
547 ~~Trust Fund are insufficient for the first quarter release, the~~
548 ~~corporation may make a request to the Governor for a trust fund~~
549 ~~loan pursuant to chapter 215. The amount of the first three~~
550 ~~releases shall be based on one quarter of the estimated budget~~
551 ~~for each clerk as identified in the General Appropriations Act.~~

552 ~~(b) The corporation shall estimate the fourth quarter's~~
553 ~~number of units to be performed by each clerk. The amount of the~~
554 ~~fourth-quarter release shall be based on the approved unit cost~~
555 ~~times the estimated number of units of the fourth quarter with~~
556 ~~the following adjustment: the fourth-quarter release shall be~~
557 ~~adjusted based on the first three quarter's actual number of~~
558 ~~service units provided as reported to the corporation by each~~
559 ~~clerk. If the clerk has performed fewer service units in the~~
560 ~~first three quarters of the year compared to three quarters of~~
561 ~~the estimated number of service units in the General~~
562 ~~Appropriations Act, the corporation shall decrease the fourth-~~
563 ~~quarter release. The amount of the decrease shall equal the~~



564 ~~amount of the difference between the estimated number of service~~
565 ~~units for the first three quarters and the actual number of~~
566 ~~service units provided in the first three quarters times the~~
567 ~~approved unit cost.~~

568 ~~(c) No adjustment for the fourth-quarter release shall be~~
569 ~~made if the clerk has performed more units than the estimate for~~
570 ~~the first three quarters.~~

571 ~~(d) If the clerk performs fewer units in the fourth quarter~~
572 ~~than estimated by the corporation, the corporation shall~~
573 ~~decrease the first-quarter release for the clerk in the next~~
574 ~~fiscal year by the amount of the difference between the~~
575 ~~estimated number of service units for the fourth quarter and the~~
576 ~~actual number of service units performed in that quarter times~~
577 ~~the approved unit cost.~~

578 ~~(e) The total of all releases to the clerks of court may~~
579 ~~not exceed the amount appropriated in the General Appropriations~~
580 ~~Act. If, during the year, the corporation determines that the~~
581 ~~projected releases of appropriations for service units will~~
582 ~~exceed the estimate used in the General Appropriations Act and~~
583 ~~result in statewide expenditures greater than the amount~~
584 ~~appropriated by law, the corporation shall reduce all service~~
585 ~~unit costs of all clerks by the amount necessary to ensure that~~
586 ~~service units are funded within the total amount appropriated to~~
587 ~~the clerks of court. If such action is necessary, the~~
588 ~~corporation shall notify the Legislative Budget Commission. If~~
589 ~~the Legislative Budget Commission objects to the adjustments,~~
590 ~~the Legislative Budget Commission shall adjust all service unit~~
591 ~~costs by the amount necessary to ensure that projected units of~~
592 ~~service are funded within the total amount appropriated to the~~



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593 ~~clerks of court at its next scheduled meeting.~~

594 ~~(11) The corporation may submit proposed legislation to the~~
595 ~~Governor, the President of the Senate, and the Speaker of the~~
596 ~~House of Representatives relating to the preparation of budget~~
597 ~~requests of the clerks of court.~~

598 Section 8. Section 28.365, Florida Statutes, is created to
599 read:

600 28.365 Procurement.—The clerks of the court and the Florida
601 Clerks of Court Operations Corporation are subject to the
602 procurement requirements and limitations of chapter 287 for
603 expenditures made pursuant to the budget provided for in ss.
604 28.35 and 28.36.

605 Section 9. Section 28.37, Florida Statutes, is amended to
606 read:

607 28.37 Fines, fees, service charges, and costs remitted to
608 the state.—

609 (1) Pursuant to s. 14(b), Art. V of the State Constitution,
610 selected salaries, costs, and expenses of the state courts
611 system and court-related functions shall be funded from a
612 portion of the revenues derived from statutory fines, fees,
613 service charges, and costs collected by the clerks of the court.

614 (2) Beginning November 1, 2016, that portion of all fines,
615 fees, service charges, and costs collected by the clerks of the
616 court for the previous month which is in excess of one-twelfth
617 of the clerks' total budget for the performance of court-related
618 functions shall be remitted to the Department of Revenue for
619 deposit into the Clerks of the Court Trust Fund. Such
620 collections do not include funding received for the operation of
621 the Title IV-D child support collections and disbursement



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622 program. The clerk of the court shall remit the revenues
623 collected during the previous month due to the state on or
624 before the 10th day of each month.

625 (3) No later than January 25, 2018, and each January 25
626 thereafter for the previous county fiscal year, the clerks of
627 court, in consultation with the Florida Clerks of Court
628 Operations Corporation, shall remit to the Department of Revenue
629 for deposit in the General Revenue Fund the cumulative excess of
630 all fines, fees, service charges, and costs retained by the
631 clerks of the court, plus any funds received by the clerks of
632 the court from the Clerks of the Court Trust Fund under s.
633 28.36(3), which exceed the amount needed to meet their
634 authorized budget amounts established under s. 28.35, and the
635 Florida Clerks of Court Operations Corporation shall remit to
636 the Department of Revenue for deposit in the General Revenue
637 Fund the cumulative excess of all fines, fees, service charges,
638 and costs retained in the Clerks of the Court Trust Fund.
639 However, if the official estimate for funds accruing to the
640 Clerks of the Court Trust Fund made by the Revenue Estimating
641 Conference for the current fiscal year or the next fiscal year
642 included in the estimate is less than the cumulative amount of
643 authorized budgets from the Clerks of the Court Trust Fund for
644 the current fiscal year, the Department of Revenue shall deposit
645 the difference in the Clerks of the Court Trust Fund rather than
646 in the General Revenue Fund.

647 (4) The Department of Revenue shall collect any funds that
648 the Florida Clerks of Court Operations Corporation determines
649 upon investigation were due no later than January 20 but not
650 remitted to the department.



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651 ~~(5)-(2) Ten Except as otherwise provided in ss. 28.241 and~~
652 ~~34.041, all court-related fines, fees, service charges, and~~
653 ~~costs are considered state funds and shall be remitted by the~~
654 ~~clerk to the Department of Revenue for deposit into the Clerks~~
655 ~~of the Court Trust Fund within the Justice Administrative~~
656 ~~Commission. However, 10 percent of all court-related fines~~
657 ~~collected by the clerk, except for penalties or fines~~
658 ~~distributed to counties or municipalities under s.~~
659 ~~316.0083(1)(b)3. or s. 318.18(15)(a), shall be deposited into~~
660 ~~the clerk's Public Records Modernization Trust Fund to be used~~
661 ~~exclusively for additional clerk court-related operational needs~~
662 ~~and program enhancements.~~

663 Section 10. Paragraph (b) of subsection (1) of section
664 34.041, Florida Statutes, is amended, and paragraph (a) of that
665 subsection is reenacted, to read:

666 34.041 Filing fees.—

667 (1) (a) Filing fees are due at the time a party files a
668 pleading to initiate a proceeding or files a pleading for
669 relief. Reopen fees are due at the time a party files a pleading
670 to reopen a proceeding if at least 90 days have elapsed since
671 the filing of a final order or final judgment with the clerk. If
672 a fee is not paid upon the filing of the pleading as required
673 under this section, the clerk shall pursue collection of the fee
674 pursuant to s. 28.246. Upon the institution of any civil action,
675 suit, or proceeding in county court, the party shall pay the
676 following filing fee, not to exceed:

- 677 1. For all claims less than \$100 \$50.
678 2. For all claims of \$100 or more but not more than \$500
679 \$75.



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680 3. For all claims of more than \$500 but not more than
681 \$2,500 \$170.

682 4. For all claims of more than \$2,500 \$295.

683 5. In addition, for all proceedings of garnishment,
684 attachment, replevin, and distress \$85.

685 6. Notwithstanding subparagraphs 3. and 5., for all claims
686 of not more than \$1,000 filed simultaneously with an action for
687 replevin of property that is the subject of the claim \$125.

688 7. For removal of tenant action \$180.

689

690 The filing fee in subparagraph 6. is the total fee due under
691 this paragraph for that type of filing, and no other filing fee
692 under this paragraph may be assessed against such a filing.

693 (b) The first \$75 ~~\$80~~ of the filing fee collected under
694 subparagraph (a)4. shall be remitted to the Department of
695 Revenue for deposit into the General Revenue Fund and \$5 must be
696 remitted by the clerk to the Department of Revenue for deposit
697 into the Clerks of Court Trust Fund. The next \$15 of the filing
698 fee collected under subparagraph (a)4. ~~τ~~ and the first \$10 of the
699 filing fee collected under subparagraph (a)7. ~~τ~~ shall be
700 deposited in the State Courts Revenue Trust Fund. By the 10th
701 day of each month, the clerk shall submit that portion of the
702 fees collected in the previous month which is in excess of one-
703 twelfth of the clerk's total budget for the performance of
704 court-related functions to the Department of Revenue for deposit
705 into the Clerks of the Court Trust Fund. An additional filing
706 fee of \$4 shall be paid to the clerk. The clerk shall transfer
707 \$3.50 to the Department of Revenue for deposit into the Court
708 Education Trust Fund and shall transfer 50 cents to the



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709 Department of Revenue for deposit into the Clerks of the Court
710 Trust Fund within the Justice Administrative Commission to fund
711 clerk education provided by the Florida Clerks of Court
712 Operations Corporation. Postal charges incurred by the clerk of
713 the county court in making service by mail on defendants or
714 other parties shall be paid by the party at whose instance
715 service is made. Except as provided in this section herein,
716 filing fees and service charges for performing duties of the
717 clerk relating to the county court shall be as provided in ss.
718 28.24 and 28.241. Except as otherwise provided in this section
719 herein, all filing fees shall be retained as fee income of the
720 office of the clerk of the circuit court ~~remitted to the~~
721 ~~Department of Revenue for deposit into the Clerks of the Court~~
722 ~~Trust Fund within the Justice Administrative Commission~~. Filing
723 fees imposed by this section may not be added to any penalty
724 imposed by chapter 316 or chapter 318.

725 Section 11. Section 142.01, Florida Statutes, is amended to
726 read:

727 142.01 Fine and forfeiture fund; disposition of revenue;
728 clerk of the circuit court.—

729 (1) There shall be established by the clerk of the circuit
730 court in each county of this state a separate fund to be known
731 as the fine and forfeiture fund for use by the clerk of the
732 circuit court in performing court-related functions. The fund
733 shall consist of the following:

734 (a) Fines and penalties pursuant to ss. 28.2402(2),
735 34.045(2), 316.193, 327.35, 327.72, 379.2203(1), and 775.083(1).

736 (b) That portion of civil penalties directed to this fund
737 pursuant to s. 318.21.



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738 (c) Court costs pursuant to ss. 28.2402(1)(b),
739 34.045(1)(b), 318.14(10)(b), 318.18(11)(a), 327.73(9)(a) and
740 (11)(a), and 938.05(3).

741 (d) Proceeds from forfeited bail bonds, unclaimed bonds,
742 unclaimed moneys, or recognizances pursuant to ss. 321.05(4)(a),
743 379.2203(1), and 903.26(3)(a).

744 (e) Fines and forfeitures pursuant to s. 34.191.

745 (f) Filing fees received pursuant to ss. 28.241 and 34.041,
746 unless the disposition of such fees is otherwise required by
747 law.

748 (g) ~~(f)~~ All other revenues received by the clerk as revenue
749 authorized by law to be retained by the clerk.

750 ~~(2) All revenues received by the clerk in the fine and~~
751 ~~forfeiture fund from court-related fees, fines, costs, and~~
752 ~~service charges are considered state funds and shall be remitted~~
753 ~~monthly to the Department of Revenue for deposit into the Clerks~~
754 ~~of the Court Trust Fund within the Justice Administrative~~
755 ~~Commission.~~

756 ~~(3)~~ Notwithstanding the provisions of this section, all
757 fines and forfeitures arising from operation of the provisions
758 of s. 318.1215 shall be disbursed in accordance with that
759 section.

760 Section 12. Section 213.131, Florida Statutes, is amended
761 to read:

762 213.131 Clerks of the Court Trust Fund within the
763 Department of Revenue ~~Justice Administrative Commission.~~—The
764 Clerks of the Court Trust Fund is created within the Department
765 of Revenue ~~Justice Administrative Commission.~~

766 Section 13. Subsection (2) of section 215.22, Florida



767 Statutes, is amended to read:

768 215.22 Certain income and certain trust funds exempt.—

769 (2) Moneys and income of a revenue nature shared with
770 political subdivisions or received from taxes or fees authorized
771 to be levied by any political subdivision, including moneys from
772 service charges, fees, costs, and fines deposited into the
773 Clerks of the Court Trust Fund within the Department of Revenue,
774 shall be exempt from the deduction required by s. 215.20(1).

775 Section 14. For the period from July 1, 2016, through
776 September 30, 2016, the authorized budget for the clerks of the
777 circuit court shall be \$110,845,078 and the authorized budget
778 for the Florida Clerks of Court Operations Corporation shall be
779 \$405,412. The Florida Clerks of Court Operations Corporation
780 shall determine budget amounts for the individual clerks for
781 that period. For the county fiscal year beginning October 1,
782 2016, and ending September 30, 2017, the authorized budget for
783 the clerks of the circuit court shall be \$443,380,312 and the
784 authorized budget for the Florida Clerks of Court Operations
785 Corporation shall be \$1,621,648. The Florida Clerks of Court
786 Operations Corporation shall determine budget amounts for the
787 individual clerks for that period.

788 Section 15. Except as otherwise expressly provided in this
789 act and except for this section, which shall take effect upon
790 this act becoming a law, this act shall take effect July 1,
791 2016.

792
793 ===== T I T L E A M E N D M E N T =====

794 And the title is amended as follows:

795 Delete everything before the enacting clause



796 and insert:

797 A bill to be entitled
798 An act relating to clerks of court; transferring the
799 Clerks of the Court Trust Fund from the Justice
800 Administrative Commission to the Department of
801 Revenue; amending s. 11.90, F.S.; providing additional
802 duties of the Legislative Budget Commission relating
803 to clerks of court; amending s. 28.241, F.S.; revising
804 distribution of filing fees; revising references to
805 trust funds; repealing s. 28.2455, F.S., relating to
806 the transfer of trust funds in excess of the amount
807 needed for clerk budgets; amending s. 28.246, F.S.;
808 conforming provisions to changes made by the act;
809 amending s. 28.35, F.S.; revising duties of the
810 corporation; defining terms; providing requirements
811 for annual submission of a proposed budget and related
812 information; revising provisions concerning functions
813 that may and may not be funded from specified sources;
814 revising distribution of the corporation's audit
815 report; amending s. 28.36, F.S.; specifying that only
816 certain functions may be funded from fees, service
817 charges, costs, and fines retained by the clerks of
818 the court; revising provisions relating to preparation
819 of budget requests by clerks; providing for reporting
820 and certification of revenue deficits; providing
821 procedures for retention of additional revenues by
822 clerks in the event of a deficit; providing for the
823 release of funds from a specified trust fund to
824 relieve such a deficit in certain circumstances;



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825 providing for increases in previously authorized
826 budgets in certain circumstances; deleting provisions
827 relating to review of budgets and related information;
828 creating s. 28.365, F.S.; providing that clerks of
829 court and the Florida Clerks of Court Operations
830 Corporation are subject to specified procurement
831 requirements for expenditures made pursuant to
832 specified provisions; amending s. 28.37, F.S.;
833 providing that a portion of all fines, fees, service
834 charges, and costs collected by the clerks of the
835 court that exceeds a specified portion of the clerk's
836 annual budget be remitted to a specified trust fund;
837 providing for remission of certain excess collections
838 to the department for deposit into the General Revenue
839 Fund on specified dates; providing for deposit of such
840 funds in a specified trust fund in certain
841 circumstances; providing for collection of certain
842 funds by the department; amending s. 34.041, F.S.;
843 conforming provisions to changes made by the act;
844 revising distribution of certain fees; amending s.
845 142.01, F.S.; deleting provisions specifying that
846 certain moneys are considered state funds; amending s.
847 213.131, F.S.; conforming provisions to changes made
848 by the act; amending s. 215.22, F.S.; exempting
849 certain moneys deposited in the Clerks of the Court
850 Trust Fund from a specified deduction; specifying the
851 authorized budget for the clerks of the circuit court
852 and the corporation for specified periods; requiring
853 the corporation to determine budget amounts for the



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854 individual clerks for those periods; providing
855 effective dates.

FOR CONSIDERATION By the Committee on Appropriations

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1 A bill to be entitled
 2 An act relating to clerks of court; transferring the
 3 Clerks of the Court Trust Fund from the Justice
 4 Administrative Commission to the Department of
 5 Revenue; amending s. 11.90, F.S.; providing additional
 6 duties of the Legislative Budget Commission relating
 7 to clerks of court; amending s. 28.241, F.S.; revising
 8 distribution of filing fees; revising references to
 9 trust funds; repealing s. 28.2455, F.S., relating to
 10 the transfer of trust funds in excess of the amount
 11 needed for clerk budgets; amending s. 28.246, F.S.;
 12 conforming provisions to changes made by the act;
 13 amending s. 28.35, F.S.; revising duties of the
 14 corporation; defining terms; providing requirements
 15 for annual submission of a proposed budget and related
 16 information; revising provisions concerning functions
 17 that may and may not be funded from specified sources;
 18 revising distribution of the corporation's audit
 19 report; amending s. 28.36, F.S.; specifying that only
 20 certain functions may be funded from fees, service
 21 charges, costs, and fines retained by the clerks of
 22 the court; revising provisions relating to preparation
 23 of budget requests by clerks; providing for reporting
 24 and certification of revenue deficits; providing
 25 procedures for retention of additional revenues by
 26 clerks in the event of a deficit; providing for the
 27 release of funds from a specified trust fund to
 28 relieve such a deficit in certain circumstances;
 29 providing for increases in previously authorized

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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30 budgets in certain circumstances; deleting provisions
 31 relating to review of budgets and related information;
 32 creating s. 28.365, F.S.; providing that clerks of
 33 court and the Florida Clerks of Court Operations
 34 Corporation are subject to specified procurement
 35 requirements for expenditures made pursuant to
 36 specified provisions; amending s. 28.37, F.S.;
 37 providing that a portion of all fines, fees, service
 38 charges, and costs collected by the clerks of the
 39 court that exceeds a specified portion of the clerk's
 40 annual budget be remitted to a specified trust fund;
 41 providing for remission of certain excess collections
 42 to the department for deposit into the General Revenue
 43 Fund on specified dates; providing for deposit of such
 44 funds in a specified trust fund in certain
 45 circumstances; providing for collection of certain
 46 funds by the department; amending s. 34.041, F.S.;
 47 conforming provisions to changes made by the act;
 48 revising distribution of certain fees; amending s.
 49 142.01, F.S.; deleting provisions specifying that
 50 certain moneys are considered state funds; amending s.
 51 213.131, F.S.; conforming provisions to changes made
 52 by the act; amending s. 215.22, F.S.; exempting
 53 certain moneys deposited in the Clerks of the Court
 54 Trust Fund from a specified deduction; specifying the
 55 authorized budget for the clerks of the circuit court
 56 and the corporation for specified periods; requiring
 57 the corporation to determine budget amounts for the
 58 individual clerks for those periods; providing

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59 effective dates.

60

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

62

63 Section 1. The Clerks of the Court Trust Fund within the
 64 Justice Administrative Commission, FLAIR number 21-2-588, is
 65 transferred together with all balances in the fund to the
 66 Department of Revenue.

67 Section 2. Subsection (6) of section 11.90, Florida
 68 Statutes, is amended to read:

69 11.90 Legislative Budget Commission.—

70 (6) The commission shall have the power and duty to:

71 (a) Review and approve or disapprove budget amendments
 72 recommended by the Governor or the Chief Justice of the Supreme
 73 Court as provided in chapter 216.

74 (b) Develop the long-range financial outlook described in
 75 s. 19, Art. III of the State Constitution.

76 (c) Review and approve, disapprove, or amend and approve
 77 the total combined budgets of the clerks of the court or the
 78 budget of any individual clerk of the court for court-related
 79 functions.

80 ~~(d) In addition to the powers and duties specified in this~~
 81 ~~subsection, the commission shall~~ Exercise all other powers and
 82 perform any other duties prescribed by the Legislature.

83 Section 3. Paragraph (a) of subsection (1) of section
 84 28.241, Florida Statutes, is amended to read:

85 28.241 Filing fees for trial and appellate proceedings.—

86 (1) Filing fees are due at the time a party files a
 87 pleading to initiate a proceeding or files a pleading for

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88 relief. Reopen fees are due at the time a party files a pleading
 89 to reopen a proceeding if at least 90 days have elapsed since
 90 the filing of a final order or final judgment with the clerk. If
 91 a fee is not paid upon the filing of the pleading as required
 92 under this section, the clerk shall pursue collection of the fee
 93 pursuant to s. 28.246.

94 (a)1.a. Except as provided in sub-subparagraph b. and
 95 subparagraph 2., the party instituting any civil action, suit,
 96 or proceeding in the circuit court shall pay to the clerk of
 97 that court a filing fee of up to \$395 in all cases in which
 98 there are not more than five defendants and an additional filing
 99 fee of up to \$2.50 for each defendant in excess of five. Of the
 100 first \$280 in filing fees, \$15 ~~400~~ must be remitted by the clerk
 101 to the Department of Revenue for deposit into the General
 102 Revenue Fund, \$65 must be remitted by the clerk to the
 103 Department of Revenue for deposit into the Clerks of Court Trust
 104 Fund, \$195 must be remitted to the Department of Revenue for
 105 deposit into the State Courts Revenue Trust Fund, \$4 ~~\$2.50~~ must
 106 be remitted to the Department of Revenue for deposit into the
 107 Clerks of the Court Trust Fund within the Justice Administrative
 108 Commission and used to fund the Florida Clerks of Court
 109 Operations Corporation created in s. 28.35, and \$1 ~~\$1.50~~ must be
 110 remitted to the Department of Revenue for deposit into the
 111 Administrative Trust Fund within the Department of Financial
 112 Services to fund audits of individual clerks' court-related
 113 expenditures ~~clerk budget reviews~~ conducted by the Department of
 114 Financial Services. By the 10th of each month, the clerk shall
 115 submit that portion of the filing fees collected in the previous
 116 month which is in excess of one-twelfth of the clerk's total

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117 ~~budget~~ ~~One third of any filing fees collected by the clerk of~~
 118 ~~the circuit court in excess of \$100 must be remitted to the~~
 119 Department of Revenue for deposit into the Clerks of the Court
 120 Trust Fund ~~within the Justice Administrative Commission.~~

121 b. The party instituting any civil action, suit, or
 122 proceeding in the circuit court under chapter 39, chapter 61,
 123 chapter 741, chapter 742, chapter 747, chapter 752, or chapter
 124 753 shall pay to the clerk of that court a filing fee of up to
 125 \$295 in all cases in which there are not more than five
 126 defendants and an additional filing fee of up to \$2.50 for each
 127 defendant in excess of five. Of the first \$180 in filing fees,
 128 \$15 ~~\$80~~ must be remitted by the clerk to the Department of
 129 Revenue for deposit into the General Revenue Fund, \$65 must be
 130 remitted by the clerk to the Department of Revenue for deposit
 131 into the Clerks of Court Trust Fund, \$95 must be remitted to the
 132 Department of Revenue for deposit into the State Courts Revenue
 133 Trust Fund, \$4 ~~\$3.50~~ must be remitted to the Department of
 134 Revenue for deposit into the Clerks of the Court Trust Fund
 135 within the Justice Administrative Commission and used to fund
 136 the Florida Clerks of Court Operations Corporation created in s.
 137 28.35, and \$1 ~~\$1.50~~ must be remitted to the Department of
 138 Revenue for deposit into the Administrative Trust Fund within
 139 the Department of Financial Services to fund audits of
 140 individual clerks' court-related expenditures ~~clerk budget~~
 141 ~~reviews~~ conducted by the Department of Financial Services.

142 c. An additional filing fee of \$4 shall be paid to the
 143 clerk. The clerk shall remit \$3.50 to the Department of Revenue
 144 for deposit into the Court Education Trust Fund and shall remit
 145 50 cents to the Department of Revenue for deposit into the

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146 Clerks of the Court Trust Fund within the Justice Administrative
 147 Commission to fund clerk education provided by the Florida
 148 Clerks of Court Operations Corporation. An additional filing fee
 149 of up to \$18 shall be paid by the party seeking each severance
 150 that is granted. The clerk may impose an additional filing fee
 151 of up to \$85 for all proceedings of garnishment, attachment,
 152 replevin, and distress. Postal charges incurred by the clerk of
 153 the circuit court in making service by certified or registered
 154 mail on defendants or other parties shall be paid by the party
 155 at whose instance service is made. Additional fees, charges, or
 156 costs may not be added to the filing fees imposed under this
 157 section, except as authorized in this section or by general law.

158 2.a. Notwithstanding the fees prescribed in subparagraph
 159 1., a party instituting a civil action in circuit court relating
 160 to real property or mortgage foreclosure shall pay a graduated
 161 filing fee based on the value of the claim.

162 b. A party shall estimate in writing the amount in
 163 controversy of the claim upon filing the action. For purposes of
 164 this subparagraph, the value of a mortgage foreclosure action is
 165 based upon the principal due on the note secured by the
 166 mortgage, plus interest owed on the note and any moneys advanced
 167 by the lender for property taxes, insurance, and other advances
 168 secured by the mortgage, at the time of filing the foreclosure.
 169 The value shall also include the value of any tax certificates
 170 related to the property. In stating the value of a mortgage
 171 foreclosure claim, a party shall declare in writing the total
 172 value of the claim, as well as the individual elements of the
 173 value as prescribed in this sub-subparagraph.

174 c. In its order providing for the final disposition of the

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175 matter, the court shall identify the actual value of the claim.
 176 The clerk shall adjust the filing fee if there is a difference
 177 between the estimated amount in controversy and the actual value
 178 of the claim and collect any additional filing fee owed or
 179 provide a refund of excess filing fee paid.

180 d. The party shall pay a filing fee of:

181 (I) Three hundred and ninety-five dollars in all cases in
 182 which the value of the claim is \$50,000 or less and in which
 183 there are not more than five defendants. The party shall pay an
 184 additional filing fee of up to \$2.50 for each defendant in
 185 excess of five. Of the first \$280 in filing fees, \$210 ~~\$275~~ must
 186 be remitted by the clerk to the Department of Revenue for
 187 deposit into the General Revenue Fund, \$65 must be remitted by
 188 the clerk to the Department of Revenue for deposit into the
 189 Clerks of Court Trust Fund, \$4 ~~\$3.50~~ must be remitted to the
 190 Department of Revenue for deposit into the Clerks of the Court
 191 Trust Fund within the Justice Administrative Commission and used
 192 to fund the Florida Clerks of Court Operations Corporation
 193 created in s. 28.35, and \$1 ~~\$1.50~~ must be remitted to the
 194 Department of Revenue for deposit into the Administrative Trust
 195 Fund within the Department of Financial Services to fund audits
 196 of individual clerks' court-related expenditures ~~clerk budget~~
 197 ~~reviews~~ conducted by the Department of Financial Services;

198 (II) Nine hundred dollars in all cases in which the value
 199 of the claim is more than \$50,000 but less than \$250,000 and in
 200 which there are not more than five defendants. The party shall
 201 pay an additional filing fee of up to \$2.50 for each defendant
 202 in excess of five. Of the first \$785 in filing fees, \$715 ~~\$780~~
 203 must be remitted by the clerk to the Department of Revenue for

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204 deposit into the General Revenue Fund, \$65 must be remitted by
 205 the clerk to the Department of Revenue for deposit into the
 206 Clerks of Court Trust Fund, \$4 ~~\$3.50~~ must be remitted to the
 207 Department of Revenue for deposit into the Clerks of the Court
 208 Trust Fund within the Justice Administrative Commission and used
 209 to fund the Florida Clerks of Court Operations Corporation
 210 described in s. 28.35, and \$1 ~~\$1.50~~ must be remitted to the
 211 Department of Revenue for deposit into the Administrative Trust
 212 Fund within the Department of Financial Services to fund audits
 213 of individual clerks' court-related expenditures ~~clerk budget~~
 214 ~~reviews~~ conducted by the Department of Financial Services; or

215 (III) One thousand nine hundred dollars in all cases in
 216 which the value of the claim is \$250,000 or more and in which
 217 there are not more than five defendants. The party shall pay an
 218 additional filing fee of up to \$2.50 for each defendant in
 219 excess of five. Of the first \$1,785 in filing fees, \$945 ~~\$1,010~~
 220 must be remitted by the clerk to the Department of Revenue for
 221 deposit into the General Revenue Fund, \$65 must be remitted by
 222 the clerk to the Department of Revenue for deposit into the
 223 Clerks of Court Trust Fund, \$770 must be remitted to the
 224 Department of Revenue for deposit into the State Courts Revenue
 225 Trust Fund, \$4 ~~\$3.50~~ must be remitted to the Department of
 226 Revenue for deposit into the Clerks of the Court Trust Fund
 227 within the Justice Administrative Commission to fund the Florida
 228 Clerks of Court Operations Corporation created in s. 28.35, and
 229 \$1 ~~\$1.50~~ must be remitted to the Department of Revenue for
 230 deposit into the Administrative Trust Fund within the Department
 231 of Financial Services to fund audits of individual clerks'
 232 court-related expenditures ~~clerk budget reviews~~ conducted by the

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233 Department of Financial Services.

234 e. An additional filing fee of \$4 shall be paid to the
 235 clerk. The clerk shall remit \$3.50 to the Department of Revenue
 236 for deposit into the Court Education Trust Fund and shall remit
 237 50 cents to the Department of Revenue for deposit into the
 238 Clerks of the Court Trust Fund within the Justice Administrative
 239 Commission to fund clerk education provided by the Florida
 240 Clerks of Court Operations Corporation. An additional filing fee
 241 of up to \$18 shall be paid by the party seeking each severance
 242 that is granted. The clerk may impose an additional filing fee
 243 of up to \$85 for all proceedings of garnishment, attachment,
 244 replevin, and distress. Postal charges incurred by the clerk of
 245 the circuit court in making service by certified or registered
 246 mail on defendants or other parties shall be paid by the party
 247 at whose instance service is made. Additional fees, charges, or
 248 costs may not be added to the filing fees imposed under this
 249 section, except as authorized in this section or by general law.

250 Section 4. Effective upon this act becoming a law, section
 251 28.2455, Florida Statutes, is repealed.

252 Section 5. Paragraph (b) of subsection (5) of section
 253 28.246, Florida Statutes, is amended to read:

254 28.246 Payment of court-related fines or other monetary
 255 penalties, fees, charges, and costs; partial payments;
 256 distribution of funds.—

257 (5) When receiving partial payment of fees, service
 258 charges, court costs, and fines, clerks shall distribute funds
 259 according to the following order of priority:

260 (b) That portion of fees, service charges, court costs, and
 261 fines required to be retained by the clerk of the court or

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262 deposited into the Clerks of the Court Trust Fund within the
 263 Department of Revenue ~~Justice Administrative Commission~~.

264
 265 To offset processing costs, clerks may impose either a per-month
 266 service charge pursuant to s. 28.24(26)(b) or a one-time
 267 administrative processing service charge at the inception of the
 268 payment plan pursuant to s. 28.24(26)(c).

269 Section 6. Section 28.35, Florida Statutes, is amended to
 270 read:

271 28.35 Florida Clerks of Court Operations Corporation.—

272 (1) (a) The Florida Clerks of Court Operations Corporation
 273 is created as a public corporation organized to perform the
 274 functions specified in this section and s. 28.36 and shall be
 275 administratively housed within the Justice Administrative
 276 Commission. The corporation shall be a budget entity within the
 277 Justice Administrative Commission, and its employees shall be
 278 considered state employees. The corporation is not subject to
 279 control, supervision, or direction by the Justice Administrative
 280 Commission in the performance of its duties, but the employees
 281 of the corporation shall be governed by the classification plan
 282 and salary and benefits plan of the Justice Administrative
 283 Commission. The classification plan must have a separate chapter
 284 for the corporation. All clerks of the circuit court shall be
 285 members of the corporation and hold their position and authority
 286 in an ex officio capacity. The functions assigned to the
 287 corporation shall be performed by an executive council pursuant
 288 to the plan of operation approved by the members.

289 (b) The executive council shall be composed of eight clerks
 290 of the court elected by the clerks of the courts for a term of 2

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291 years, with two clerks from counties with a population of fewer
 292 than 100,000, two clerks from counties with a population of at
 293 least 100,000 but fewer than 500,000, two clerks from counties
 294 with a population of at least 500,000 but fewer than 1 million,
 295 and two clerks from counties with a population of more than 1
 296 million. The executive council shall also include, as ex officio
 297 members, a designee of the President of the Senate and a
 298 designee of the Speaker of the House of Representatives. The
 299 Chief Justice of the Supreme Court shall designate one
 300 additional member to represent the state courts system.

301 (c) The corporation shall be considered a political
 302 subdivision of the state and shall be exempt from the corporate
 303 income tax. The corporation is not subject to ~~the provisions of~~
 304 chapter 120.

305 (d) The functions assigned to the corporation under this
 306 section and ss. 28.36 and 28.37 are considered to be for a valid
 307 public purpose.

308 (2) The duties of the corporation shall include the
 309 following:

310 (a) Adopting a plan of operation.

311 (b) Conducting the election of an executive council
 312 ~~directors~~ as required in paragraph (1)(b) ~~(1)(a)~~.

313 (c) Recommending to the Legislature changes in the amounts
 314 of the various court-related fines, fees, service charges, and
 315 court costs established by law to ensure reasonable and adequate
 316 funding of the clerks of the court in the performance of their
 317 court-related functions.

318 (d) Developing and certifying a uniform system of workload
 319 performance measures and applicable workload performance

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320 standards for the functions specified in paragraph (3) (a) and
 321 ~~the service unit costs required in s. 28.36 and measures for~~
 322 clerk workload performance in meeting the workload performance
 323 standards. These workload measures and workload performance
 324 standards shall be designed to facilitate an objective
 325 determination of the performance of each clerk in accordance
 326 with minimum standards for fiscal management, operational
 327 efficiency, and effective collection of fines, fees, service
 328 charges, and court costs. The corporation shall develop the
 329 workload performance measures and workload performance standards
 330 in consultation with the Legislature ~~and the Supreme Court~~. ~~The~~
 331 ~~Legislature may modify the clerk performance measures and~~
 332 ~~performance standards in legislation implementing the General~~
 333 ~~Appropriations Act or other law~~. When the corporation finds a
 334 clerk has not met the workload performance standards, the
 335 corporation shall identify the nature of each deficiency and any
 336 corrective action recommended and taken by the affected clerk of
 337 the court. The corporation shall notify the Legislature ~~and the~~
 338 ~~Supreme Court~~ of any clerk not meeting workload performance
 339 standards and provide a copy of any corrective action plans. As
 340 used in this subsection, the term:

341 1. "Workload measures" means the measurement of the
 342 activities and frequency of the work required for the clerk to
 343 adequately perform the court-related duties of the office as
 344 defined by the Florida Clerks of Court Operations Corporation.

345 2. "Workload performance standards" means the standards
 346 developed to measure the timeliness and effectiveness of the
 347 activities that are accomplished by the clerk in the performance
 348 of the court-related duties of the office as defined by the

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349 Florida Clerks of Court Operations Corporation.

350 (e) Entering into a contract with the Department of
 351 Financial Services for the department to audit the court-related
 352 expenditures of individual clerks.

353 (f)(e) Reviewing, certifying, and recommending proposed
 354 budgets submitted by clerks of the court pursuant to s. 28.36.
 355 As part of this process, the corporation shall:

356 1. Calculate the minimum amount of revenue necessary for
 357 each clerk of the court to efficiently perform the list of
 358 court-related functions specified in paragraph (3) (a). The
 359 corporation shall apply the workload measures appropriate for
 360 determining the individual level of review required to fund the
 361 clerk's budget.

362 2. Prepare a cost comparison of similarly situated clerks
 363 of the court, based on county population and numbers of filings,
 364 using the standard list of court-related functions specified in
 365 paragraph (3) (a) .

366 3. Conduct an annual base budget review and an annual
 367 budget exercise examining the total budget of each clerk of the
 368 court. The review shall examine revenues from all sources,
 369 expenses of court-related functions, and expenses of noncourt-
 370 related functions as necessary to determine that court-related
 371 revenues are not being used for noncourt-related purposes. The
 372 review and exercise shall identify potential targeted budget
 373 reductions in the percentage amount provided in Schedule VIII-B
 374 of the state's legislative budget instructions from the previous
 375 year, as referenced in s. 216.023(3), or an equivalent schedule
 376 or instruction as may be adopted by the Legislature.

377 4. Identify those proposed budgets containing funding for

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378 items not included on the standard list of court-related
 379 functions specified in paragraph (3) (a) .

380 5. Identify those clerks projected to have court-related
 381 revenues insufficient to fund their anticipated court-related
 382 expenditures.

383 6. Use revenue estimates based on the official estimate for
 384 funds accruing to the Clerks of the Court Trust Fund made by the
 385 Revenue Estimating Conference.

386 (g)(f) Developing and conducting clerk education programs.

387 ~~(g) Publishing a uniform schedule of actual fees, service~~
 388 ~~charges, and costs charged by a clerk of the court pursuant to~~
 389 ~~general law.~~

390 (h) Beginning August 1, 2014, and each August 1 thereafter,
 391 submitting to the Legislative Budget Commission, as provided in
 392 s. 11.90, the information described in paragraph (f), as well as
 393 the authorized budgets for each clerk of the court. Before
 394 October 1 of each year beginning in 2014, the Legislative Budget
 395 Commission shall consider the submitted budgets and shall
 396 approve, disapprove, or amend and approve the total of the
 397 clerks' combined budgets or any individual clerk's budget. If
 398 the Legislative Budget Commission fails to approve or amend and
 399 approve the clerks' combined budgets before October 1, the clerk
 400 shall continue to perform the court-related functions based upon
 401 the clerk's authorized budget for the previous county fiscal
 402 year.

403 (3) (a) The list of court-related functions that clerks may
 404 fund from filing fees, service charges, costs, and fines is
 405 ~~perform~~ are limited to those functions expressly authorized by
 406 law or court rule. Those functions include the following: case

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407 maintenance; records management; court preparation and
 408 attendance; processing the assignment, reopening, and
 409 reassignment of cases; processing of appeals; collection and
 410 distribution of fines, fees, service charges, and court costs;
 411 processing of bond forfeiture payments; payment of jurors and
 412 witnesses; payment of expenses for meals or lodging provided to
 413 jurors; data collection and reporting; processing of jurors;
 414 determinations of indigent status; and paying reasonable
 415 administrative support costs to enable the clerk of the court to
 416 carry out these court-related functions.

417 (b) The list of court-related functions that clerks may not
 418 fund from filing fees, service charges, costs, and fines
 419 includes state appropriations include:

- 420 1. Those functions not specified within paragraph (a).
- 421 2. Functions assigned by administrative orders which are
 422 not required for the clerk to perform the functions in paragraph
 423 (a).
- 424 3. Enhanced levels of service which are not required for
 425 the clerk to perform the functions in paragraph (a).
- 426 4. Functions identified as local requirements in law or
 427 local optional programs.
- 428 (4) The corporation shall prepare a legislative budget
 429 request for the resources necessary to perform its duties,
 430 submit the request pursuant to chapter 216, and be funded as a
 431 budget entity in the General Appropriations Act. The corporation
 432 may hire staff and pay other expenses from state appropriations
 433 as necessary to perform the official duties and responsibilities
 434 of the corporation as described by law.
- 435 (5) Certified public accountants conducting audits of

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436 counties pursuant to s. 218.39 shall report, as part of the
 437 audit, whether ~~or not~~ the clerks of the courts have complied
 438 with the requirements of this section and s. 28.36. In addition,
 439 each clerk of court shall forward a copy of the ~~portion of the~~
 440 financial audit ~~relating to the court related duties of the~~
 441 ~~clerk of court~~ to the Florida Clerks of Court Operations
 442 Corporation ~~Supreme Court~~. The Auditor General shall develop a
 443 compliance supplement for the audit of compliance with the
 444 budgets and applicable workload performance standards certified
 445 by the corporation.

446 Section 7. Section 28.36, Florida Statutes, is amended to
 447 read:

448 28.36 Budget procedure.—There is established a budget
 449 procedure ~~for preparing budget requests for funding~~ for the
 450 court-related functions of the clerks of the court.

451 (1) Only those functions listed in s. 28.35(3) (a) may be
 452 funded from fees, service charges, costs, and fines retained by
 453 the clerks of the court ~~Each clerk of court shall prepare a~~
 454 ~~budget request for the last quarter of the county fiscal year~~
 455 ~~and the first three quarters of the next county fiscal year. The~~
 456 ~~proposed budget shall be prepared, summarized, and submitted by~~
 457 ~~the clerk in each county to the Florida Clerks of Court~~
 458 ~~Operations Corporation in the manner and form prescribed by the~~
 459 ~~corporation to meet the requirements of law. Each clerk shall~~
 460 ~~forward a copy of his or her budget request to the Supreme~~
 461 ~~Court. The budget requests must be provided to the corporation~~
 462 ~~by October 1 of each year.~~

463 (2) ~~Each clerk shall include in his or her budget request a~~
 464 ~~projection of the amount of court-related fees, service charges,~~

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465 ~~and any other court related clerk fees which will be collected~~
 466 ~~during the proposed budget period. If the corporation determines~~
 467 ~~that the proposed budget is limited to the standard list of~~
 468 ~~court related functions in s. 28.35(3) (a) and the projected~~
 469 ~~court related revenues are less than the proposed budget, the~~
 470 ~~clerk shall increase all fees, service charges, and any other~~
 471 ~~court related clerk fees and charges to the maximum amounts~~
 472 ~~specified by law or the amount necessary to resolve the deficit,~~
 473 ~~whichever is less.~~

474 (2)(3) Each proposed budget shall further conform to the
 475 following requirements clerk shall include in his or her budget
 476 request the number of personnel and the proposed budget for each
 477 of the following core services:

478 (a) On or before June 1 of each year beginning in 2014, the
 479 proposed budget shall be prepared, summarized, and submitted by
 480 the clerk in each county to the Florida Clerks of Court
 481 Operations Corporation in the manner and form prescribed by the
 482 corporation. The proposed budget must provide detailed
 483 information on the anticipated revenues available and
 484 expenditures necessary for the performance of the court-related
 485 functions listed in s. 28.35(3) (a) of the clerk's office for the
 486 county fiscal year beginning October 1.

487 (b) The proposed budget must be balanced such that the
 488 total of the estimated revenues available equals or exceeds the
 489 total of the anticipated expenditures. Such revenues include
 490 revenue projected to be received from fees, services charges,
 491 costs, and fines for court-related functions during the fiscal
 492 period covered by the budget. The anticipated expenditures must
 493 be itemized as required by the corporation.

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494 ~~(a) Circuit criminal.~~
 495 ~~(b) County criminal.~~
 496 ~~(c) Juvenile delinquency.~~
 497 ~~(d) Criminal traffic.~~
 498 ~~(e) Circuit civil.~~
 499 ~~(f) County civil.~~
 500 ~~(g) Civil traffic.~~
 501 ~~(h) Probate.~~
 502 ~~(i) Family.~~
 503 ~~(j) Juvenile dependency.~~

504
 505 ~~Central administrative costs shall be allocated among the core~~
 506 ~~services categories.~~

507 (3) If a clerk of the court estimates that available funds
 508 plus projected revenues from fines, fees, service charges, and
 509 costs for court-related services are insufficient to meet the
 510 anticipated expenditures for the standard list of court-related
 511 functions in s. 28.35(3) (a) performed by his or her office, the
 512 clerk must report the revenue deficit to the corporation in the
 513 manner and form prescribed by the corporation. The corporation
 514 shall verify that the proposed budget is limited to the standard
 515 list of court-related functions in s. 28.35(3) (a). If the
 516 corporation verifies that a revenue deficit is projected, the
 517 corporation shall certify a revenue deficit and notify the
 518 Department of Revenue that the clerk is authorized to retain
 519 revenues, in an amount necessary to fully fund the projected
 520 revenue deficit, which he or she would otherwise be required to
 521 remit to the Department of Revenue for deposit into the
 522 department's Clerks of the Court Trust Fund pursuant to s.

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523 28.37. If a revenue deficit is projected for that clerk after
 524 retaining all of the projected collections from the court-
 525 related fines, fees, service charges, and costs, the corporation
 526 shall certify the amount of the revenue deficit to the Executive
 527 Office of the Governor and request release authority for funds
 528 from the department's Clerks of the Court Trust Fund.
 529 Notwithstanding s. 216.192 relating to the release of funds, the
 530 Executive Office of the Governor may approve the release of
 531 funds in accordance with the notice, review, and objection
 532 procedures set forth in s. 216.177 and shall provide notice to
 533 the Chief Financial Officer. The Department of Revenue shall
 534 request monthly distributions from the Chief Financial Officer
 535 in equal amounts to each clerk certified to have a revenue
 536 deficit, in accordance with the releases approved by the
 537 Governor.

538 (4) The Legislative Budget Commission may approve increases
 539 to the previously authorized budgets approved for individual
 540 clerks of the court pursuant to section 28.35 for court-related
 541 functions, if:

542 (a) The additional budget authority is necessary to pay the
 543 cost of performing new or additional functions required by
 544 changes in law or court rule; or

545 (b) The additional budget authority is necessary to pay the
 546 cost of supporting increases in the number of judges or
 547 magistrates authorized by the Legislature.

548 ~~(4) The budget request must identify the service units to~~
 549 ~~be provided within each core service. The service units shall be~~
 550 ~~developed by the corporation, in consultation with the Supreme~~
 551 ~~Court, the Chief Financial Officer, and the appropriations~~

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552 ~~committees of the Senate and the House of Representatives.~~

553 ~~(5) The budget request must propose a unit cost for each~~
 554 ~~service unit. The corporation shall provide a copy of each~~
 555 ~~clerk's budget request to the Supreme Court.~~

556 ~~(6) The corporation shall review each individual clerk's~~
 557 ~~prior year expenditures, projected revenue, proposed unit costs,~~
 558 ~~and the proposed budget for each of the core services~~
 559 ~~categories. The corporation shall compare each clerk's prior~~
 560 ~~year expenditures and unit costs for core services with a peer~~
 561 ~~group of clerks' offices having a population of a similar size~~
 562 ~~and a similar number of case filings. If the corporation finds~~
 563 ~~that the expenditures, unit costs, or proposed budget of a clerk~~
 564 ~~is significantly higher than those of clerks in that clerk's~~
 565 ~~peer group, the corporation shall require the clerk to submit~~
 566 ~~documentation justifying the difference in each core services~~
 567 ~~category. Justification for higher expenditures may include, but~~
 568 ~~is not limited to, collective bargaining agreements, county~~
 569 ~~civil service agreements, and the number and distribution of~~
 570 ~~courthouses served by the clerk. If the expenditures and unit~~
 571 ~~costs are not justified, the corporation shall recommend a~~
 572 ~~reduction in the funding for that core services category in the~~
 573 ~~budget request to an amount similar to the peer group of clerks~~
 574 ~~or to an amount that the corporation determines is justified.~~

575 ~~(7) The corporation shall complete its review and~~
 576 ~~adjustments to the clerks' budget requests and make its~~
 577 ~~recommendations to the Legislature and the Supreme Court by~~
 578 ~~December 1 each year.~~

579 ~~(8) The Chief Financial Officer shall review the proposed~~
 580 ~~unit costs associated with each clerk of court's budget request~~

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581 ~~and make recommendations to the Legislature. The Chief Financial~~
 582 ~~Officer may conduct any audit of the corporation or a clerk of~~
 583 ~~court as authorized by law. The Chief Justice of the Supreme~~
 584 ~~Court may request an audit of the corporation or any clerk of~~
 585 ~~court by the Chief Financial Officer.~~

586 ~~(9) The Legislature shall appropriate the total amount for~~
 587 ~~the budgets of the clerks in the General Appropriations Act. The~~
 588 ~~Legislature may reject or modify any or all of the unit costs~~
 589 ~~recommended by the corporation. If the Legislature does not~~
 590 ~~specify the unit costs in the General Appropriations Act or~~
 591 ~~other law, the unit costs recommended by the corporation shall~~
 592 ~~be the official unit costs for that budget period.~~

593 ~~(10) (a) Beginning in the 2010 2011 fiscal year, the~~
 594 ~~corporation shall release appropriations to each clerk~~
 595 ~~quarterly. If funds in the Clerks of Court Trust Fund are~~
 596 ~~insufficient to provide a release in a quarter in a single~~
 597 ~~release, the corporation may release partial amounts for that~~
 598 ~~quarter so long as the total of those partial amounts does not~~
 599 ~~exceed that quarter's release. If funds in the Clerks of Court~~
 600 ~~Trust Fund are insufficient for the first quarter release, the~~
 601 ~~corporation may make a request to the Governor for a trust fund~~
 602 ~~loan pursuant to chapter 215. The amount of the first three~~
 603 ~~releases shall be based on one quarter of the estimated budget~~
 604 ~~for each clerk as identified in the General Appropriations Act.~~

605 ~~(b) The corporation shall estimate the fourth quarter's~~
 606 ~~number of units to be performed by each clerk. The amount of the~~
 607 ~~fourth quarter release shall be based on the approved unit cost~~
 608 ~~times the estimated number of units of the fourth quarter with~~
 609 ~~the following adjustment: the fourth quarter release shall be~~

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610 ~~adjusted based on the first three quarter's actual number of~~
 611 ~~service units provided as reported to the corporation by each~~
 612 ~~clerk. If the clerk has performed fewer service units in the~~
 613 ~~first three quarters of the year compared to three quarters of~~
 614 ~~the estimated number of service units in the General~~
 615 ~~Appropriations Act, the corporation shall decrease the fourth-~~
 616 ~~quarter release. The amount of the decrease shall equal the~~
 617 ~~amount of the difference between the estimated number of service~~
 618 ~~units for the first three quarters and the actual number of~~
 619 ~~service units provided in the first three quarters times the~~
 620 ~~approved unit cost.~~

621 ~~(c) No adjustment for the fourth quarter release shall be~~
 622 ~~made if the clerk has performed more units than the estimate for~~
 623 ~~the first three quarters.~~

624 ~~(d) If the clerk performs fewer units in the fourth quarter~~
 625 ~~than estimated by the corporation, the corporation shall~~
 626 ~~decrease the first quarter release for the clerk in the next~~
 627 ~~fiscal year by the amount of the difference between the~~
 628 ~~estimated number of service units for the fourth quarter and the~~
 629 ~~actual number of service units performed in that quarter times~~
 630 ~~the approved unit cost.~~

631 ~~(e) The total of all releases to the clerks of court may~~
 632 ~~not exceed the amount appropriated in the General Appropriations~~
 633 ~~Act. If, during the year, the corporation determines that the~~
 634 ~~projected releases of appropriations for service units will~~
 635 ~~exceed the estimate used in the General Appropriations Act and~~
 636 ~~result in statewide expenditures greater than the amount~~
 637 ~~appropriated by law, the corporation shall reduce all service~~
 638 ~~unit costs of all clerks by the amount necessary to ensure that~~

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 639 ~~service units are funded within the total amount appropriated to~~
 640 ~~the clerks of court. If such action is necessary, the~~
 641 ~~corporation shall notify the Legislative Budget Commission. If~~
 642 ~~the Legislative Budget Commission objects to the adjustments,~~
 643 ~~the Legislative Budget Commission shall adjust all service unit~~
 644 ~~costs by the amount necessary to ensure that projected units of~~
 645 ~~service are funded within the total amount appropriated to the~~
 646 ~~clerks of court at its next scheduled meeting.~~

647 ~~(11) The corporation may submit proposed legislation to the~~
 648 ~~Governor, the President of the Senate, and the Speaker of the~~
 649 ~~House of Representatives relating to the preparation of budget~~
 650 ~~requests of the clerks of court.~~

651 Section 8. Section 28.365, Florida Statutes, is created to
 652 read:

653 28.365 Procurement.—The clerks of the court and the Florida
 654 Clerks of Court Operations Corporation are subject to the
 655 procurement requirements and limitations of chapter 287 for
 656 expenditures made pursuant to the budget provided for in ss.
 657 28.35 and 28.36.

658 Section 9. Section 28.37, Florida Statutes, is amended to
 659 read:

660 28.37 Fines, fees, service charges, and costs remitted to
 661 the state.—

662 (1) Pursuant to s. 14(b), Art. V of the State Constitution,
 663 selected salaries, costs, and expenses of the state courts
 664 system and court-related functions shall be funded from a
 665 portion of the revenues derived from statutory fines, fees,
 666 service charges, and costs collected by the clerks of the court.

667 (2) Beginning November 1, 2013, that portion of all fines,

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 668 fees, service charges, and costs collected by the clerks of the
 669 court for the previous month which is in excess of one-twelfth
 670 of the clerks' total budget for the performance of court-related
 671 functions shall be remitted to the Department of Revenue for
 672 deposit into the Clerks of the Court Trust Fund. Such
 673 collections do not include funding received for the operation of
 674 the Title IV-D child support collections and disbursement
 675 program. The clerk of the court shall remit the revenues
 676 collected during the previous month due to the state on or
 677 before the 10th day of each month.

678 (3) No later than January 25, 2015, and each January 25
 679 thereafter for the previous county fiscal year, the clerks of
 680 court, in consultation with the Florida Clerks of Court
 681 Operations Corporation, shall remit to the Department of Revenue
 682 for deposit in the General Revenue Fund the cumulative excess of
 683 all fines, fees, service charges, and costs retained by the
 684 clerks of the court, plus any funds received by the clerks of
 685 the court from the Clerks of the Court Trust Fund under s.
 686 28.36(3), which exceed the amount needed to meet their
 687 authorized budget amounts established under s. 28.35, and the
 688 Florida Clerks of Court Operations Corporation shall remit to
 689 the Department of Revenue for deposit in the General Revenue
 690 Fund the cumulative excess of all fines, fees, service charges,
 691 and costs retained in the Clerks of the Court Trust Fund.
 692 However, if the official estimate for funds accruing to the
 693 Clerks of the Court Trust Fund made by the Revenue Estimating
 694 Conference for the current fiscal year or the next fiscal year
 695 included in the estimate is less than the cumulative amount of
 696 authorized budgets from the Clerks of the Court Trust Fund for

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697 the current fiscal year, the Department of Revenue shall deposit
 698 the difference in the Clerks of the Court Trust Fund rather than
 699 in the General Revenue Fund.

700 (4) The Department of Revenue shall collect any funds that
 701 the Florida Clerks of Court Operations Corporation determines
 702 upon investigation were due no later than January 20 but not
 703 remitted to the department.

704 (5)(2) Ten ~~Except as otherwise provided in ss. 28.241 and~~
 705 ~~34.041, all court related fines, fees, service charges, and~~
 706 ~~costs are considered state funds and shall be remitted by the~~
 707 ~~clerk to the Department of Revenue for deposit into the Clerks~~
 708 ~~of the Court Trust Fund within the Justice Administrative~~
 709 ~~Commission. However, 10 percent of all court-related fines~~
 710 ~~collected by the clerk, except for penalties or fines~~
 711 ~~distributed to counties or municipalities under s.~~
 712 ~~316.0083(1)(b)3. or s. 318.18(15)(a), shall be deposited into~~
 713 ~~the clerk's Public Records Modernization Trust Fund to be used~~
 714 ~~exclusively for additional clerk court-related operational needs~~
 715 ~~and program enhancements.~~

716 Section 10. Paragraph (b) of subsection (1) of section
 717 34.041, Florida Statutes, is amended, and paragraph (a) of that
 718 subsection is reenacted, to read:

719 34.041 Filing fees.—

720 (1)(a) Filing fees are due at the time a party files a
 721 pleading to initiate a proceeding or files a pleading for
 722 relief. Reopen fees are due at the time a party files a pleading
 723 to reopen a proceeding if at least 90 days have elapsed since
 724 the filing of a final order or final judgment with the clerk. If
 725 a fee is not paid upon the filing of the pleading as required

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726 under this section, the clerk shall pursue collection of the fee
 727 pursuant to s. 28.246. Upon the institution of any civil action,
 728 suit, or proceeding in county court, the party shall pay the
 729 following filing fee, not to exceed:

- 730 1. For all claims less than \$100 \$50.
- 731 2. For all claims of \$100 or more but not more than \$500
732 \$75.
- 733 3. For all claims of more than \$500 but not more than
734 \$2,500 \$170.
- 735 4. For all claims of more than \$2,500 \$295.
- 736 5. In addition, for all proceedings of garnishment,
737 attachment, replevin, and distress \$85.
- 738 6. Notwithstanding subparagraphs 3. and 5., for all claims
739 of not more than \$1,000 filed simultaneously with an action for
740 replevin of property that is the subject of the claim \$125.
- 741 7. For removal of tenant action \$180.

742
 743 The filing fee in subparagraph 6. is the total fee due under
 744 this paragraph for that type of filing, and no other filing fee
 745 under this paragraph may be assessed against such a filing.

746 (b) The first ~~\$15~~ ~~\$20~~ of the filing fee collected under
 747 subparagraph (a)4. shall be remitted to the Department of
 748 Revenue for deposit into the General Revenue Fund and \$65 must
 749 be remitted by the clerk to the Department of Revenue for
 750 deposit into the Clerks of Court Trust Fund. The next \$15 of the
 751 filing fee collected under subparagraph (a)4. and the first \$10
 752 of the filing fee collected under subparagraph (a)7. shall be
 753 deposited in the State Courts Revenue Trust Fund. By the 10th
 754 day of each month, the clerk shall submit that portion of the

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 755 fees collected in the previous month which is in excess of one-
 756 twelfth of the clerk's total budget for the performance of
 757 court-related functions to the Department of Revenue for deposit
 758 into the Clerks of the Court Trust Fund. An additional filing
 759 fee of \$4 shall be paid to the clerk. The clerk shall transfer
 760 \$3.50 to the Department of Revenue for deposit into the Court
 761 Education Trust Fund and shall transfer 50 cents to the
 762 Department of Revenue for deposit into the Clerks of the Court
 763 Trust Fund within the Justice Administrative Commission to fund
 764 clerk education provided by the Florida Clerks of Court
 765 Operations Corporation. Postal charges incurred by the clerk of
 766 the county court in making service by mail on defendants or
 767 other parties shall be paid by the party at whose instance
 768 service is made. Except as provided in this section herein,
 769 filing fees and service charges for performing duties of the
 770 clerk relating to the county court shall be as provided in ss.
 771 28.24 and 28.241. Except as otherwise provided in this section
 772 herein, all filing fees shall be retained as fee income of the
 773 office of the clerk of the circuit court remitted to the
 774 Department of Revenue for deposit into the Clerks of the Court
 775 Trust Fund within the Justice Administrative Commission. Filing
 776 fees imposed by this section may not be added to any penalty
 777 imposed by chapter 316 or chapter 318.

778 Section 11. Section 142.01, Florida Statutes, is amended to
 779 read:

780 142.01 Fine and forfeiture fund; disposition of revenue;
 781 clerk of the circuit court.—

782 (1) There shall be established by the clerk of the circuit
 783 court in each county of this state a separate fund to be known

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 784 as the fine and forfeiture fund for use by the clerk of the
 785 circuit court in performing court-related functions. The fund
 786 shall consist of the following:
 787 (a) Fines and penalties pursuant to ss. 28.2402(2),
 788 34.045(2), 316.193, 327.35, 327.72, 379.2203(1), and 775.083(1).
 789 (b) That portion of civil penalties directed to this fund
 790 pursuant to s. 318.21.
 791 (c) Court costs pursuant to ss. 28.2402(1)(b),
 792 34.045(1)(b), 318.14(10)(b), 318.18(11)(a), 327.73(9)(a) and
 793 (11)(a), and 938.05(3).
 794 (d) Proceeds from forfeited bail bonds, unclaimed bonds,
 795 unclaimed moneys, or recognizances pursuant to ss. 321.05(4)(a),
 796 379.2203(1), and 903.26(3)(a).
 797 (e) Fines and forfeitures pursuant to s. 34.191.
 798 (f) Filing fees received pursuant to ss. 28.241 and 34.041,
 799 unless the disposition of such fees is otherwise required by
 800 law.
 801 (g) ~~(f)~~ All other revenues received by the clerk as revenue
 802 authorized by law to be retained by the clerk.
 803 ~~(2) All revenues received by the clerk in the fine and~~
 804 ~~forfeiture fund from court-related fees, fines, costs, and~~
 805 ~~service charges are considered state funds and shall be remitted~~
 806 ~~monthly to the Department of Revenue for deposit into the Clerks~~
 807 ~~of the Court Trust Fund within the Justice Administrative~~
 808 ~~Commission.~~
 809 ~~(3) Notwithstanding the provisions of this section, all~~
 810 ~~finances and forfeitures arising from operation of the provisions~~
 811 ~~of s. 318.1215 shall be disbursed in accordance with that~~
 812 ~~section.~~

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813 Section 12. Section 213.131, Florida Statutes, is amended
814 to read:

815 213.131 Clerks of the Court Trust Fund within the
816 ~~Department of Revenue Justice Administrative Commission.~~ The
817 Clerks of the Court Trust Fund is created within the Department
818 of Revenue Justice Administrative Commission.

819 Section 13. Subsection (2) of section 215.22, Florida
820 Statutes, is amended to read:

821 215.22 Certain income and certain trust funds exempt.—

822 (2) Moneys and income of a revenue nature shared with
823 political subdivisions or received from taxes or fees authorized
824 to be levied by any political subdivision, including moneys from
825 service charges, fees, costs, and fines deposited into the
826 Clerks of the Court Trust Fund within the Department of Revenue,
827 shall be exempt from the deduction required by s. 215.20(1).

828 Section 14. For the period from July 1, 2013, through
829 September 30, 2013, the authorized budget for the clerks of the
830 circuit court shall be \$110,845,078 and the authorized budget
831 for the Florida Clerks of Court Operations Corporation shall be
832 \$405,412. The Florida Clerks of Court Operations Corporation
833 shall determine budget amounts for the individual clerks for
834 that period. For the county fiscal year beginning October 1,
835 2013, and ending September 30, 2014, the authorized budget for
836 the clerks of the circuit court shall be \$443,380,312 and the
837 authorized budget for the Florida Clerks of Court Operations
838 Corporation shall be \$1,621,648. The Florida Clerks of Court
839 Operations Corporation shall determine budget amounts for the
840 individual clerks for that period.

841 Section 15. Except as otherwise expressly provided in this

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842 act and except for this section, which shall take effect upon
843 this act becoming a law, this act shall take effect July 1,
844 2013.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13
Meeting Date

Topic Clerk of Court Funding

Bill Number SPB 7052
(if applicable)

Name Fred Baggett

Amendment Barcode 127950
(if applicable)

Job Title _____

Address 101 E. College Ave
Street

Phone 425 8512

Tall
City State Zip

E-mail BaggettF@GTLaw.com

Speaking: For Against Information

Representing Fl. Clerks and Comptrollers

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13
Meeting Date

Topic CLERK FUNDING BILL Bill Number SPB-7052
(if applicable)
Name MARK MAHON Amendment Barcode 127950
(if applicable)

Job Title VICE-CHAIRMAN TRIAL COURT BUDGET COMMISSION

Address 501 W ADAMS ST Phone _____
Street
JACKSONVILLE FL 32202 E-mail _____
City State Zip

Speaking: For Against Information

Representing TRIAL COURT BUDGET COMMISSION

Appearing at request of Chair: Yes No Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4-3-2013

Meeting Date

Topic ~~clerk~~ clerk of court 111

Bill Number 7052
(if applicable)

Name Steve Metz

Amendment Barcode _____
(if applicable)

Job Title _____

Address 215 S Monroe
Street

Phone 2059000

City

State

Zip

E-mail GWM@METZlaw.COM

Speaking: For Against Information

Representing Fla. Bar

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/20/11)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SPB 7054

INTRODUCER: For consideration by the Appropriations Committee

SUBJECT: Education Funding

DATE: April 3, 2013

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Elwell	Hansen		Submitted as committee bill
2.				
3.				
4.				
5.				
6.				

I. Summary:

The bill conforms education statutes to the Senate proposed General Appropriations Bill, SPB 7040, for Fiscal Year 2013-2014.

The bill:

- Extends the requirement of providing an additional hour of intensive reading instruction daily for students enrolled in the 100 lowest performing elementary schools for a third year, 2014-2015.
- Makes a technical adjustment to the reporting sequence of FTE for students enrolled in career education in grades 9-12 for accuracy and funding.
- Allows school districts to extend instruction for virtual education courses into the summer for students who do not complete the course by the end of the regular school term.
- Authorizes school districts to include students enrolled in virtual instruction courses provided in district facilities in the district's capital outlay FTE.
- Increases the Discretionary Millage Compression Supplement calculation from the state average to 105 percent of the state average.
- Eliminates the Virtual Education Contribution allocation which guarantees an amount per FTE for virtual education.
- Removes the sunset dates for high school students who are coenrolled in an adult education program to be reported for funding for up to two courses in adult education for credit recovery or dropout prevention.
- Authorizes school districts with five years of high student growth to levy an additional 0.25 mills of discretionary capital outlay millage, upon supermajority vote of the school board.

- Authorizes a university to increase its athletic fee to defray the costs associated with adding NCAA Division II football.
- Approves the 2012-2013 Class Size alternate calculation required by s. 1003.03(4), F.S., in lieu of approval by the Legislative Budget Commission.
- Clarifies student eligibility and funding from non-education sources for the College Preparatory Boarding Academy Pilot Program authorized in s. 1002.3305, F.S.

This bill substantially amends the following sections of the Florida Statutes: 1002.3305, 1002.45, 1003.498, 1009.24, 1011.61, 1011.62, 1011.71, 1011.80, 1013.64.

II. Present Situation:

Intensive Reading Instruction

A school district that has one or more of the 100 lowest-performing elementary schools based on the state reading assessment, in the 2012-2013 and 2013-2014 fiscal years, is required to provide an additional hour of instruction beyond the normal school day for each day of the entire school year for intensive reading instruction in those schools.¹ Funds for this program are designated in the Supplemental Academic Instruction and the Research-Based Reading Instruction Allocation categoricals in the Florida Education Finance Program.

Career Education Reporting

The procedure for school districts to report full-time equivalent membership for students in grades 9 through 12 who are enrolled in career education courses was amended effective July 1, 2012.² Because of this revision, school districts reported a decline of approximately 20,000 FTE for students in grades 9 through 12 who were enrolled in career education courses in 2012-2013, compared to 2011-2012, and reported a similar increase in FTE membership for students in grades 9 through 12 in basic education courses. District reports of actual student enrollment in career education courses shows there was minimum change in students enrolled in career education courses in 2012-2013, compared to 2011-2012. The reported FTE for career education for 2012-2013 does not accurately reflect actual student FTE enrollment in career education for the 2012-2013 school year.

District Virtual Education

School districts may offer courses provided in a traditional classroom setting through online virtual instruction or through blended learning which includes both traditional classroom and online instruction.³ Courses provided in a traditional classroom setting or blended learning are normally offered as a yearlong or a semester course and, for funding purposes, are reported by the district as a fraction of a full-time equivalent (FTE) based on hours of instruction, or seat time. Virtual education courses are competency-based. Students enrolled in a course provided through online virtual instruction may progress at their individually desired pace notwithstanding the progress of other students taking the same course. A student is awarded credit upon passing

¹ s. 1011.62 (1)(f), (9), F.S.

² s. 15, ch. 2012-133, L.O.F.

³ s. 1003.498, F.S., s.1002.45, F.S.

the virtual course. Once the credit is earned, the district reports the FTE for funding for each student. One virtual education course is equal to 1/6 of one full-time equivalent student membership (FTE). Credit is awarded to students who earn a passing grade in the course by the end of the scheduled term.

Some students enrolled in virtual courses do not complete the course by the end of the regular school term. The student cannot receive credit until the course is completed. In some districts, a student who does not complete the course by the end of the regular term reenrolls in the same course, through the Florida Virtual School (FLVS), in order to complete the coursework during the summer. Upon the student's completion of the course, FLVS reports the FTE for funding. Districts have requested authorization to extend the instruction into the summer so the student can complete the course and receive credit without the interruption and district loss of funding associated with reenrollment in the same course through the FLVS in order to complete it.

District Capital Outlay FTE

School district capital outlay FTE is computed based on K-12 students for whom the school district provides the educational facility⁴. Courses provided through online virtual instruction may be delivered to a student at any location, however, in some districts students take virtual education courses while at school in district facilities. School districts have requested authorization to include in their capital outlay FTE students who receive virtual instruction in facilities provided by the district.

Discretionary Millage Compression Supplement

If the nonvoted current operating discretionary millage prescribed by the Legislature in the General Appropriations Act generates an amount of funds per unweighted FTE for a school district that is less than the state average, the district receives an amount per FTE that, when added to the funds per FTE generated by the designated levy, is equal to the state average.⁵ The purpose is to provide a more equitable allocation of funds among all the school districts. This calculation is included in the Florida Education Finance Program.

Virtual Education Contribution

The Legislature may annually provide in the Florida Education Finance Program for a Virtual Education Contribution allocation. The purpose is to provide supplemental funding for virtual education provided by school districts and the Florida Virtual School.⁶ The supplement guarantees a designated level of funding for virtual education; for the 2012-2013 fiscal year the amount guaranteed is \$5,200 per FTE.

Coenrollment

A student who is coenrolled in a K-12 education program and an adult education program may not be reported for funding purposes in the Workforce Education allocation in an adult education

⁴ s. 1013.64 (3)(a)1., F.S.

⁵ s. 1011.62 (5), F.S.

⁶ s. 1011.62 (11), F.S.

program, except that in 2011-2012 and 2012-2013, students who are coenrolled in core curricular courses for credit recovery or dropout prevention may be reported for funding for up to two courses per student.⁷

District Discretionary Capital Outlay Millage

District School Boards are authorized to levy, at their discretion, not more than 1.5 mills for capital outlay. The purpose of this millage is to assist with providing and maintaining educational facilities. This discretionary millage is separate from the required or authorized millage for current operations.⁸ Districts may use capital outlay millage funds to enter into lease purchase agreements subject to certain requirements.⁹

University Athletic Fees

Each university board of trustees is required to establish a separate athletic fee on the main campus of the university. The board may also establish a separate athletic fee on any branch campus or center. Any subsequent increase in the athletic fee must be recommended by an athletic fee committee, at least one-half of whom are students appointed by the student body president. The remainder of the committee is appointed by the university president. A chairperson, appointed jointly by the university president and the student body president, must vote only in the case of a tie. The recommendations of the committee take effect only after approval by the university president, following consultation with the student body president, and final approval by the university board of trustees. An increase in the athletic fee may occur only once each fiscal year and must be implemented beginning with the fall term. The Board of Governors is responsible for adopting the regulations and timetables necessary to implement the fee.¹⁰

The sum of the activity and service, health, and athletic fees a university student is required to pay to register for a course must not exceed 40 percent of the tuition established in law or in the General Appropriations Act. Within the 40 percent cap, universities may not increase the aggregate sum of activity and service, health, and athletic fees more than 5 percent per year, or the CPI, whichever is greater, unless specifically authorized in law or in the General Appropriations Act. A university may increase its athletic fee to defray the costs associated with changing National Collegiate Athletic Association divisions. Any such increase in the athletic fee may exceed both the 40 percent cap and the 5 percent cap imposed by this subsection. Any such increase must be approved by the university athletic fee committee and cannot exceed \$2 per credit hour.¹¹

⁷ s. 1011.80 (10), F.S.

⁸ s. 1011.71 (2), F.S.

⁹ s. 1011.71 (2 (e)), F.S.

¹⁰ s. 1009.24 (12), F.S.

¹¹ s. 1009.24 (4), F.S.

Class Size

Provisions implementing maximum class size include accountability requirements that establish a fiscal penalty if school districts and charter schools do not meet maximum class sizes.¹² Among these provisions is the authority for the Commissioner of Education to recommend an alternate fiscal penalty calculation, subject to approval by the Legislative Budget Commission (LBC). The alternate calculation is an adjustment to each district's class size categorical allocation. For 2012-2013, the alternate calculation reduces the penalty for many districts and charter schools by making adjustments for data reporting errors and unanticipated student growth. Approval of the alternate calculation allows adjusted funds to be included in the districts allocation for the current school year. In lieu of LBC approval, the alternate calculations for 2010-2011 and 2011-2012 were approved by the Legislature.¹³

College-Preparatory Boarding Academy Pilot

The College Preparatory Boarding Academy Pilot Program was created by the 2012 Legislature for the purpose of providing unique educational opportunities to dependent or at-risk children who are academic under-performers but who have the potential to progress from at-risk to college-bound.¹⁴ The program is in its first year of planning and expects to begin serving eligible students in 2014. The school will be a residential charter school in Miami-Dade county, and is known as the "SEED" school.

III. Effect of Proposed Changes:

College-Preparatory Boarding Academy Pilot

Section 1 of the bill amends s. 1002.3305, F.S., to include as eligibility criteria, that a potential student is eligible for services funded by Temporary Assistance for Needy Families or Title IV-E of the Social Security Act and may be covered under the terms of the Florida Child Welfare Waiver Demonstration project with the United States Department of Health and Human Services. The College-Preparatory Boarding Academy is authorized to receive federal funds from non-education sources and allows funds to be transferred between state agencies for school operations. Also, the bill authorizes the school to enter into an agreement with the Department of Children and Families to admit students, through an alternative process, who are covered under the Florida Child Welfare Waiver Demonstration project.

District Virtual Education

Sections 2 and 3 amend sections 1002.45 and 1003.498, F.S., to allow school districts to extend instruction for virtual education courses into the summer for students who do not complete the course by the end of the regular school year. This provision will allow the student to progress at an appropriate pace; will eliminate disruption of the student's learning; and will enable the home school district that has provided most of the student's education an opportunity to report the FTE for funding.

¹² s. 1003.03 (4), F.S.

¹³ s. 41, ch. 2011-55, L.O.F., s. 23, ch. 2012-133, L.O.F.

¹⁴ s. 1002.3305, F.S.

University Athletic Fees

Section 4 amends s. 1009.214, F.S., to authorize a university to increase its athletic fee to defray the costs associated with adding NCAA Division II football. The maximum increase allowed is \$2.00 per credit hour.

Career Education Reporting

Section 5 amends s. 1011.61, F.S., to make a technical adjustment to the reporting sequence of FTE for students enrolled in career education in grades 9-12 for accuracy and funding. This adjustment will provide for an accurate accounting of Career Education FTE for funding in the FEFP for 2013-2014 and subsequent fiscal years.

Intensive Reading Instruction

Section 6 amends s. 1011.62(1)(f) and (9), F.S., to extend the requirement of providing an additional hour of intensive reading instruction daily for students enrolled in the 100 lowest performing elementary schools for a third year, 2014-2015.

Discretionary Millage Compression Supplement

Section 6 also amends s. 1011.62(5), F.S., to increase the Discretionary Millage Compression Supplement calculation of the FEFP from the state average to 105 percent of the state average. Districts whose funds from the .748 local discretionary millage are below 105% of the state average will earn an additional state supplement which will improve school district funding equity.

Virtual Education Contribution

Section 6 also amends s. 1011.62(11), F.S., to eliminate the Virtual Education Contribution allocation which guarantees an amount per FTE for virtual education. In the proposed budget, this adjustment reduces the funding for virtual education from \$5,200 to an average of roughly \$4,600 per FTE.

District Discretionary Capital Outlay Millage

Section 7 amends s. 1011.71, F.S., to authorize school districts with five years of high student growth as measured by the average increase of reported capital outlay FTE, to levy an additional 0.25 mills of discretionary capital outlay millage, upon supermajority vote of the school board.

Coenrollment

Section 8 amends s. 1011.80, F.S., to remove the sunset dates on provisions allowing high school students who are coenrolled in an adult education program to be reported for funding for up to two courses for credit recovery or dropout prevention. The proposed Workforce Education budget includes FTE for these students for funding.

District Capital Outlay FTE

Section 9 amends s. 1013.64, F.S., to authorize districts to include students enrolled in virtual instruction courses provided in district facilities in the district's capital outlay FTE which will more accurately inventory "brick and mortar" facilities for potential capital outlay funding decisions.

Class Size

Section 10 approves the 2012-2013 Class Size alternate calculation required by s. 1003.03(4), F.S. Approval of the Commissioner's alternate calculation will reduce the fiscal penalty for class size reduction for many districts and charters schools because the alternate calculation makes adjustments for data reporting errors and unanticipated student growth, both of which positively affect district compliance. The approval provided in this bill is in lieu of approval of the alternate calculation by the Legislative Budget Commission.

IV. Constitutional Issues:**A. Municipality/County Mandates Restrictions:**

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The bill conforms applicable statutes to the Senate proposed General Appropriations Bill, SPB 7040, for Fiscal Year 2013-2014.

The bill authorizes districts to extend instruction in virtual education courses into the summer for a student who does not complete the course by the end of the regular school term. This enables the student to complete the course and receive credit in that school

year and the district to include the FTE for the completed course in its final FTE for funding for that school year.

The bill enables districts to report capital outlay FTE for potential funding for virtual education students who take their coursework in district “brick and mortar” facilities.

The bill revises the Discretionary Millage Compression Supplement of the Florida Education Finance Program by increasing the minimum level of funding for the supplement to 105 percent of the state average, rather than the state average. If the discretionary millage levy of 0.748 mills for school district operations generates an amount of funds per unweighted FTE for a district that is less than 105 percent of the state average, the district is provided an additional amount of funds per FTE to equal 105 percent of the state average. Based on the latest estimate of the 2013-2014 tax roll, a levy of 0.748 mills generates an amount per FTE that is less than 105 percent of the state average in 47 school districts. Providing additional state funds to compress unequal discretionary millage funding for operations provides greater equity in the allocation of education funds among the districts.

The bill eliminates the Virtual Education Contribution allocation in the Florida Education Finance Program. The appropriation for this allocation for the 2012-2013 Fiscal Year was \$44,151,158. This was the amount required as a supplement to guarantee \$5,200 per FTE for virtual education, a supplement of approximately an average of \$800 per FTE, but for some districts, as much as \$1,000 per FTE.

The bill enables school districts to continue to claim eligible coenrolled high school students for FTE for Workforce Education funding.

The bill enables school districts with high student growth to generate additional local funds for school construction with a supermajority board-approved local .25 millage levy.

The bill authorizes a university to increase its athletic fee to defray the costs associated with adding NCAA Division II football. The maximum increase allowed is \$2.00 per credit hour.

Approval of the Commissioner’s alternate calculation will reduce the fiscal penalty for class size reduction for many districts and charters schools because the alternate calculation makes adjustments for data reporting errors and unanticipated student growth, both of which positively affect district compliance.

The bill clarifies and expands the potential for additional non-education, federal, and multiple agency funding sources for the College Preparatory Boarding Academy Pilot Program.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

FOR CONSIDERATION By the Committee on Appropriations

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1 A bill to be entitled
 2 An act relating to education funding; amending s.
 3 1002.3305, F.S.; revising a definition; authorizing
 4 the state's program of education to receive state and
 5 federal funding that may be transferred between state
 6 agencies to provide for operations of the college-
 7 preparatory boarding academy; authorizing the college-
 8 preparatory boarding academy to enter into an
 9 agreement with the Department of Children and Families
 10 to admit certain students and to develop an
 11 alternative admissions process; amending s. 1002.45,
 12 F.S.; authorizing a district to report full-time
 13 equivalent membership for credit earned by a student
 14 who is enrolled in a virtual education course under
 15 certain circumstances; amending s. 1003.498, F.S.;
 16 authorizing a district to report full-time equivalent
 17 membership for credit earned by a student who is
 18 enrolled in a virtual education course under certain
 19 circumstances; amending s. 1009.24, F.S.; authorizing
 20 a university to increase its athletic fee to defray
 21 the costs associated with adding National Collegiate
 22 Athletic Association Division II football; amending s.
 23 1011.61, F.S.; revising the definition of the term
 24 "full-time equivalent student" as it relates to the
 25 Florida Education Finance Program; amending s.
 26 1011.62, F.S.; revising the fiscal years in which
 27 certain school districts may use funds for
 28 supplemental academic instruction and research-based
 29 reading instruction to provide additional intensive

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30 reading instruction; revising the rate of nonvoted
 31 current operating discretionary millage that is used
 32 to calculate a discretionary millage compression
 33 supplement; eliminating the annual virtual education
 34 contribution in the Florida Education Finance Program;
 35 amending s. 1011.71, F.S.; conforming a cross-
 36 reference; authorizing a district school board to levy
 37 additional millage for critical capital outlay needs
 38 under certain circumstances; deleting a provision that
 39 prohibits additional millage and state funds from
 40 being included in the calculation of the Florida
 41 Education Finance Program; deleting a provision that
 42 authorizes the districts to levy millage that was
 43 authorized by the voters in the 2010 general election;
 44 amending s. 1011.80, F.S.; revising the funding for
 45 operation of workforce education programs with regard
 46 to students who are coenrolled in a K-12 education
 47 program and an adult education program; amending s.
 48 1013.64, F.S.; revising the capital outlay full-time
 49 equivalent membership used to calculate the amount
 50 that district school boards receive from the Public
 51 Education Capital Outlay and Debt Service Trust Fund;
 52 specifying the formula to be used for the 2012-2013
 53 fiscal year in calculating the alternate compliance
 54 calculation amounts to the class size operating
 55 categorical fund, notwithstanding certain other
 56 provisions of law; requiring that the Commissioner of
 57 Education modify payments to school districts;
 58 providing effective dates.

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59
60 Be It Enacted by the Legislature of the State of Florida:

61 Section 1. Paragraph (b) of subsection (2) and subsections
62 (7) and (10) of section 1002.3305, Florida Statutes, are amended
63 to read:

64 1002.3305 College-Preparatory Boarding Academy Pilot
65 Program for at-risk students.-

66 (2) DEFINITIONS.-As used in this section, the term:

67 (b) "Eligible student" means a student who is a resident of
68 the state and entitled to attend school in a participating
69 school district, is at risk of academic failure, is currently
70 enrolled in grade 5 or 6, is from a family whose gross income is
71 at or below 200 percent of the federal poverty guidelines, is
72 eligible for benefits or services funded by Temporary Assistance
73 for Needy Families (TANF) or Title IV-E of the Social Security
74 Act, and ~~who~~ meets at least one of the following additional risk
75 factors:

- 76 1. The child is in foster care or has been declared an
77 adjudicated dependent by a court.
- 78 2. The student's head of household is not the student's
79 custodial parent.
- 80 3. The student resides in a household that receives a
81 housing voucher or has been determined eligible for public
82 housing assistance.
- 83 4. A member of the student's immediate family has been
84 incarcerated.
- 85 5. The child is covered under the terms of the state's
86 Child Welfare Waiver Demonstration project with the United
87

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88 States Department of Health and Human Services.

89 (7) FUNDING.-The college-preparatory boarding academy must
90 be a public school and part of the state's program of education.
91 ~~If~~ The program may receive ~~receives~~ state and federal funding
92 from noneducation sources, and such funds may be transferred
93 between state agencies to provide for the operations of the
94 program. The State Board of Education shall coordinate,
95 streamline, and simplify any requirements to eliminate
96 duplicate, redundant, or conflicting requirements and oversight
97 by various governmental programs or agencies. Funding for the
98 operation of the boarding academy is contingent on the
99 development of a plan by the Department of Education, the
100 Department of Juvenile Justice, and the Department of Children
101 and Family Services which details how educational and
102 noneducational funds that would otherwise be committed to the
103 students in the school and their families can be repurposed to
104 provide for the operation of the school and related services.
105 Such plans must be based on federal and state funding streams
106 for children and families meeting the eligibility criteria for
107 eligible students as specified in paragraph (2) (b) and include
108 recommendations for modifications to the criteria for eligible
109 students which further the program's goals or improve the
110 feasibility of using existing funding sources. The plan shall be
111 submitted, together with relevant budget requests, through the
112 legislative budget request process under s. 216.023 or through
113 requests for budget amendments to the Legislative Budget
114 Commission in accordance with s. 216.181.

115 (10) ADMISSION.-An eligible student may apply for admission
116 to the program. If more eligible students apply for admission

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117 than the number of students permitted by the capacity
 118 established by the board of trustees, admission shall be
 119 determined by lottery. The college preparatory boarding academy
 120 may enter into an agreement with the Department of Children and
 121 Families to admit a designated number of students who are
 122 covered under the state's Child Welfare Waiver Demonstration
 123 project and develop an alternative admissions process for these
 124 eligible students.

125 Section 2. Paragraph (c) of subsection (1) of section
 126 1002.45, Florida Statutes, is amended to read:

127 1002.45 Virtual instruction programs.—

128 (1) PROGRAM.—

129 (c) To provide students with the option of participating in
 130 virtual instruction programs as required by paragraph (b), a
 131 school district may:

132 1. Contract with the Florida Virtual School or establish a
 133 franchise of the Florida Virtual School for the provision of a
 134 program under paragraph (b). Using this option is subject to the
 135 requirements of this section and s. 1011.61(1)(c)1.b.(III) and
 136 (IV). A district may report full-time equivalent membership for
 137 credit earned by a student who is enrolled in a virtual
 138 education course provided by the district which was completed
 139 after the end of the regular school year if the FTE is reported
 140 no later than the deadline for amending the final student
 141 enrollment report for that year.

142 2. Contract with an approved provider under subsection (2)
 143 for the provision of a full-time program under subparagraph
 144 (b)1. or subparagraph (b)3. or a part-time program under
 145 subparagraph (b)2. or subparagraph (b)3.

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146 3. Enter into an agreement with other school districts to
 147 allow the participation of its students in an approved virtual
 148 instruction program provided by the other school district. The
 149 agreement must indicate a process for the transfer of funds
 150 required by paragraph (7)(f).

151 4. Establish school district operated part-time or full-
 152 time kindergarten through grade 12 virtual instruction programs
 153 under paragraph (b) for students enrolled in the school
 154 district. A full-time program shall operate under its own Master
 155 School Identification Number.

156 5. Enter into an agreement with a virtual charter school
 157 authorized by the school district under s. 1002.33.

158
 159 Contracts under subparagraph 1. or subparagraph 2. may include
 160 multidistrict contractual arrangements that may be executed by a
 161 regional consortium for its member districts. A multidistrict
 162 contractual arrangement or an agreement under subparagraph 3. is
 163 not subject to s. 1001.42(4)(d) and does not require the
 164 participating school districts to be contiguous. These
 165 arrangements may be used to fulfill the requirements of
 166 paragraph (b).

167 Section 3. Subsection (1) of section 1003.498, Florida
 168 Statutes, is amended to read:

169 1003.498 School district virtual course offerings.—

170 (1) School districts may deliver courses in the traditional
 171 school setting by personnel certified pursuant to s. 1012.55 who
 172 provide direct instruction through virtual instruction or
 173 through blended learning courses consisting of both traditional
 174 classroom and online instructional techniques. Students in a

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175 blended learning course must be full-time students of the school
 176 and receive the online instruction in a classroom setting at the
 177 school. The funding, performance, and accountability
 178 requirements for blended learning courses are the same as those
 179 for traditional courses. A district may report full-time
 180 equivalent membership for credit earned by a student who is
 181 enrolled in a virtual education course provided by the district
 182 which is completed after the end of the regular school year if
 183 the FTE is reported no later than the deadline for amending the
 184 final student enrollment report for that year.

185 Section 4. Paragraph (e) of subsection (4) of section
 186 1009.24, Florida Statutes, is amended to read:

187 1009.24 State university student fees.—

188 (4)

189 (e) The sum of the activity and service, health, and
 190 athletic fees a student is required to pay to register for a
 191 course shall not exceed 40 percent of the tuition established in
 192 law or in the General Appropriations Act. No university shall be
 193 required to lower any fee in effect on the effective date of
 194 this act in order to comply with this subsection. Within the 40
 195 percent cap, universities may not increase the aggregate sum of
 196 activity and service, health, and athletic fees more than 5
 197 percent per year, or the same percentage increase in tuition
 198 authorized under paragraph (b), whichever is greater, unless
 199 specifically authorized in law or in the General Appropriations
 200 Act. A university may increase its athletic fee to defray the
 201 costs associated with changing National Collegiate Athletic
 202 Association divisions or adding National Collegiate Athletic
 203 Association Division II football. Any such increase in the

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204 athletic fee may exceed both the 40 percent cap and the 5
 205 percent cap imposed by this subsection. Any such increase must
 206 be approved by the athletic fee committee in the process
 207 outlined in subsection (12) and cannot exceed \$2 per credit
 208 hour. Notwithstanding the provisions of ss. 1009.534, 1009.535,
 209 and 1009.536, that portion of any increase in an athletic fee
 210 pursuant to this subsection that causes the sum of the activity
 211 and service, health, and athletic fees to exceed the 40 percent
 212 cap or the annual increase in such fees to exceed the 5 percent
 213 cap shall not be included in calculating the amount a student
 214 receives for a Florida Academic Scholars award, a Florida
 215 Medallion Scholars award, or a Florida Gold Seal Vocational
 216 Scholars award. Notwithstanding this paragraph and subject to
 217 approval by the board of trustees, each state university is
 218 authorized to exceed the 5-percent cap on the annual increase to
 219 the aggregate sum of activity and service, health, and athletic
 220 fees for the 2010-2011 fiscal year. Any such increase shall not
 221 exceed 15 percent or the amount required to reach the 2009-2010
 222 fiscal year statewide average for the aggregate sum of activity
 223 and service, health, and athletic fees at the main campuses,
 224 whichever is greater. The aggregate sum of the activity and
 225 service, health, and athletic fees shall not exceed 40 percent
 226 of tuition. Any increase in the activity and service fee, health
 227 fee, or athletic fee must be approved by the appropriate fee
 228 committee pursuant to subsection (10), subsection (11), or
 229 subsection (12).

230 Section 5. Paragraph (c) of subsection (1) of section
 231 1011.61, Florida Statutes, is amended to read:

232 1011.61 Definitions.—Notwithstanding the provisions of s.

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233 1000.21, the following terms are defined as follows for the
234 purposes of the Florida Education Finance Program:

235 (1) A "full-time equivalent student" in each program of the
236 district is defined in terms of full-time students and part-time
237 students as follows:

238 (c)1. A "full-time equivalent student" is:

239 a. A full-time student in any one of the programs listed in
240 s. 1011.62(1)(c); or

241 b. A combination of full-time or part-time students in any
242 one of the programs listed in s. 1011.62(1)(c) which is the
243 equivalent of one full-time student based on the following
244 calculations:

245 (I) A full-time student in a combination of programs listed
246 in s. 1011.62(1)(c) shall be a fraction of a full-time
247 equivalent membership in each special program equal to the
248 number of net hours per school year for which he or she is a
249 member, divided by the appropriate number of hours set forth in
250 subparagraph (a)1. or subparagraph (a)2. The difference between
251 that fraction or sum of fractions and the maximum value as set
252 forth in subsection (4) for each full-time student is presumed
253 to be the balance of the student's time not spent in such
254 special program and shall be recorded as time in the appropriate
255 basic program ~~The sum of the fractions for each program may not~~
256 ~~exceed the maximum value set forth in subsection (4).~~

257 (II) A prekindergarten student with a disability shall meet
258 the requirements specified for kindergarten students.

259 (III) A full-time equivalent student for students in
260 kindergarten through grade 12 in a full-time virtual instruction
261 program under s. 1002.45 or a virtual charter school under s.

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262 1002.33 shall consist of six full-credit completions or the
263 prescribed level of content that counts toward promotion to the
264 next grade in programs listed in s. 1011.62(1)(c). Credit
265 completions may be a combination of full-credit courses or half-
266 credit courses. Beginning in the 2014-2015 fiscal year, when s.
267 1008.22(3)(g) is implemented, the reported full-time equivalent
268 students and associated funding of students enrolled in courses
269 requiring passage of an end-of-course assessment shall be
270 adjusted after the student completes the end-of-course
271 assessment.

272 (IV) A full-time equivalent student for students in
273 kindergarten through grade 12 in a part-time virtual instruction
274 program under s. 1002.45 shall consist of six full-credit
275 completions in programs listed in s. 1011.62(1)(c)1. and 3.
276 Credit completions may be a combination of full-credit courses
277 or half-credit courses. Beginning in the 2014-2015 fiscal year,
278 when s. 1008.22(3)(g) is implemented, the reported full-time
279 equivalent students and associated funding of students enrolled
280 in courses requiring passage of an end-of-course assessment
281 shall be adjusted after the student completes the end-of-course
282 assessment.

283 (V) A Florida Virtual School full-time equivalent student
284 shall consist of six full-credit completions or the prescribed
285 level of content that counts toward promotion to the next grade
286 in the programs listed in s. 1011.62(1)(c)1. and 3. for students
287 participating in kindergarten through grade 12 part-time virtual
288 instruction and the programs listed in s. 1011.62(1)(c) for
289 students participating in kindergarten through grade 12 full-
290 time virtual instruction. Credit completions may be a

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291 combination of full-credit courses or half-credit courses.
 292 Beginning in the 2014-2015 fiscal year, when s. 1008.22(3)(g) is
 293 implemented, the reported full-time equivalent students and
 294 associated funding of students enrolled in courses requiring
 295 passage of an end-of-course assessment shall be adjusted after
 296 the student completes the end-of-course assessment.

297 (VI) Each successfully completed full-credit course earned
 298 through an online course delivered by a district other than the
 299 one in which the student resides shall be calculated as 1/6 FTE.

300 (VII) Each successfully completed credit earned under the
 301 alternative high school course credit requirements authorized in
 302 s. 1002.375, which is not reported as a portion of the 900 net
 303 hours of instruction pursuant to subparagraph (1)(a)1., shall be
 304 calculated as 1/6 FTE.

305 (VIII)(A) A full-time equivalent student for courses
 306 requiring a statewide, standardized end-of-course assessment
 307 pursuant to s. 1008.22(3)(c)2.a. shall be defined and reported
 308 based on the number of instructional hours as provided in this
 309 subsection for the first 3 years of administering the end-of-
 310 course assessment. Beginning in the fourth year of administering
 311 the end-of-course assessment, the FTE shall be credit-based and
 312 each course shall be equal to 1/6 FTE. The reported FTE shall be
 313 adjusted after the student successfully completes the end-of-
 314 course assessment pursuant to s. 1008.22(3)(c)2.a.

315 (B) For students enrolled in a school district as a full-
 316 time student, the district may report 1/6 FTE for each student
 317 who passes a statewide, standardized end-of-course assessment
 318 without being enrolled in the corresponding course.

319 (C) The FTE earned under this sub-sub-subparagraph and any

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320 FTE for courses or programs listed in s. 1011.62(1)(c) that do
 321 not require passing a statewide, standardized end-of-course
 322 assessment are subject to the requirements in subsection (4).
 323

324 2. A student in membership in a program scheduled for more
 325 or less than 180 school days or the equivalent on an hourly
 326 basis as specified by rules of the State Board of Education is a
 327 fraction of a full-time equivalent membership equal to the
 328 number of instructional hours in membership divided by the
 329 appropriate number of hours set forth in subparagraph (a)1.;
 330 however, for the purposes of this subparagraph, membership in
 331 programs scheduled for more than 180 days is limited to students
 332 enrolled in juvenile justice education programs and the Florida
 333 Virtual School.

334 The department shall determine and implement an equitable method
 335 of equivalent funding for experimental schools and for schools
 336 operating under emergency conditions, which schools have been
 337 approved by the department to operate for less than the minimum
 338 school day.

339 Section 6. Paragraph (f) of subsection (1), subsection (5),
 340 paragraph (a) of subsection (9), and subsections (11), (12),
 341 (13), and (14) of section 1011.62, Florida Statutes, are amended
 342 to read:

343 1011.62 Funds for operation of schools.—If the annual
 344 allocation from the Florida Education Finance Program to each
 345 district for operation of schools is not determined in the
 346 annual appropriations act or the substantive bill implementing
 347 the annual appropriations act, it shall be determined as
 348 follows:

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349 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR
 350 OPERATION.—The following procedure shall be followed in
 351 determining the annual allocation to each district for
 352 operation:

353 (f) *Supplemental academic instruction; categorical fund.*—

354 1. There is created a categorical fund to provide
 355 supplemental academic instruction to students in kindergarten
 356 through grade 12. This paragraph may be cited as the
 357 “Supplemental Academic Instruction Categorical Fund.”

358 2. Categorical funds for supplemental academic instruction
 359 shall be allocated annually to each school district in the
 360 amount provided in the General Appropriations Act. These funds
 361 shall be in addition to the funds appropriated on the basis of
 362 FTE student membership in the Florida Education Finance Program
 363 and shall be included in the total potential funds of each
 364 district. These funds shall be used to provide supplemental
 365 academic instruction to students enrolled in the K-12 program.
 366 For the 2012-2013, ~~and~~ 2013-2014, and 2014-2015 fiscal years,
 367 each school district that has one or more of the 100 lowest-
 368 performing elementary schools based on the state reading
 369 assessment shall use these funds, together with the funds
 370 provided in the district’s research-based reading instruction
 371 allocation and other available funds, to provide an additional
 372 hour of instruction beyond the normal school day for each day of
 373 the entire school year for intensive reading instruction for the
 374 students in each of these schools. This additional hour of
 375 instruction must be provided only by teachers or reading
 376 specialists who are effective in teaching reading. Students
 377 enrolled in these schools who have level 5 assessment scores may

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378 participate in the additional hour of instruction on an optional
 379 basis. Exceptional student education centers shall not be
 380 included in the 100 schools. After this requirement has been
 381 met, supplemental instruction strategies may include, but are
 382 not limited to: modified curriculum, reading instruction, after-
 383 school instruction, tutoring, mentoring, class size reduction,
 384 extended school year, intensive skills development in summer
 385 school, and other methods for improving student achievement.
 386 Supplemental instruction may be provided to a student in any
 387 manner and at any time during or beyond the regular 180-day term
 388 identified by the school as being the most effective and
 389 efficient way to best help that student progress from grade to
 390 grade and to graduate.

391 3. Effective with the 1999-2000 fiscal year, funding on the
 392 basis of FTE membership beyond the 180-day regular term shall be
 393 provided in the FEFP only for students enrolled in juvenile
 394 justice education programs or in education programs for
 395 juveniles placed in secure facilities or programs under s.
 396 985.19. Funding for instruction beyond the regular 180-day
 397 school year for all other K-12 students shall be provided
 398 through the supplemental academic instruction categorical fund
 399 and other state, federal, and local fund sources with ample
 400 flexibility for schools to provide supplemental instruction to
 401 assist students in progressing from grade to grade and
 402 graduating.

403 4. The Florida State University School, as a lab school, is
 404 authorized to expend from its FEFP or Lottery Enhancement Trust
 405 Fund allocation the cost to the student of remediation in
 406 reading, writing, or mathematics for any graduate who requires

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407 remediation at a postsecondary educational institution.

408 5. Beginning in the 1999-2000 school year, dropout
409 prevention programs as defined in ss. 1003.52, 1003.53(1)(a),
410 (b), and (c), and 1003.54 shall be included in group 1 programs
411 under subparagraph (d)3.

412 (5) DISCRETIONARY MILLAGE COMPRESSION SUPPLEMENT.—The
413 Legislature shall prescribe in the General Appropriations Act,
414 pursuant to s. 1011.71(1), the rate of nonvoted current
415 operating discretionary millage that shall be used to calculate
416 a discretionary millage compression supplement. If the
417 prescribed millage generates an amount of funds per unweighted
418 FTE for the district that is less than 105 percent of the state
419 average, the district shall receive an amount per FTE that, when
420 added to the funds per FTE generated by the designated levy,
421 shall equal 105 percent of the state average.

422 (9) RESEARCH-BASED READING INSTRUCTION ALLOCATION.—

423 (a) The research-based reading instruction allocation is
424 created to provide comprehensive reading instruction to students
425 in kindergarten through grade 12. For the 2012-2013, ~~and~~ 2013-
426 2014, and 2014-2015 fiscal years, in each school district that
427 has one or more of the 100 lowest-performing elementary schools
428 based on the state reading assessment, priority shall be given
429 to providing an additional hour per day of intensive reading
430 instruction beyond the normal school day for each day of the
431 entire school year for the students in each school. Students
432 enrolled in these schools who have level 5 assessment scores may
433 participate in the additional hour of instruction on an optional
434 basis. Exceptional student education centers shall not be
435 included in the 100 schools. The intensive reading instruction

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436 delivered in this additional hour and for other students shall
437 include: research-based reading instruction that has been proven
438 to accelerate progress of students exhibiting a reading
439 deficiency; differentiated instruction based on student
440 assessment data to meet students' specific reading needs;
441 explicit and systematic reading development in phonemic
442 awareness, phonics, fluency, vocabulary, and comprehension, with
443 more extensive opportunities for guided practice, error
444 correction, and feedback; and the integration of social studies,
445 science, and mathematics-text reading, text discussion, and
446 writing in response to reading. For the 2012-2013 and 2013-2014
447 fiscal years, a school district may not hire more reading
448 coaches than were hired during the 2011-2012 fiscal year unless
449 all students in kindergarten through grade 5 who demonstrate a
450 reading deficiency, as determined by district and state
451 assessments, including students scoring Level 1 or Level 2 on
452 FCAT Reading, are provided an additional hour per day of
453 intensive reading instruction beyond the normal school day for
454 each day of the entire school year.

455 ~~(11) VIRTUAL EDUCATION CONTRIBUTION. The Legislature may~~
456 ~~annually provide in the Florida Education Finance Program a~~
457 ~~virtual education contribution. The amount of the virtual~~
458 ~~education contribution shall be the difference between the~~
459 ~~amount per FTE established in the General Appropriations Act for~~
460 ~~virtual education and the amount per FTE for each district and~~
461 ~~the Florida Virtual School, which may be calculated by taking~~
462 ~~the sum of the base FEFP allocation, the discretionary local~~
463 ~~effort, the state funded discretionary contribution, the~~
464 ~~discretionary millage compression supplement, the research-based~~

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465 ~~reading instruction allocation, and the instructional materials~~
 466 ~~allocation, and then dividing by the total unweighted FTE. This~~
 467 ~~difference shall be multiplied by the virtual education~~
 468 ~~unweighted FTE for programs and options identified in s.~~
 469 ~~1002.455(3) and the Florida Virtual School and its franchises to~~
 470 ~~equal the virtual education contribution and shall be included~~
 471 ~~as a separate allocation in the funding formula.~~

472 (11)(12) QUALITY ASSURANCE GUARANTEE.—The Legislature may
 473 annually in the General Appropriations Act determine a
 474 percentage increase in funds per K-12 unweighted FTE as a
 475 minimum guarantee to each school district. The guarantee shall
 476 be calculated from prior year base funding per unweighted FTE
 477 student which shall include the adjusted FTE dollars as provided
 478 in subsection (13), quality guarantee funds, and actual nonvoted
 479 discretionary local effort from taxes. From the base funding per
 480 unweighted FTE, the increase shall be calculated for the current
 481 year. The current year funds from which the guarantee shall be
 482 determined shall include the adjusted FTE dollars as provided in
 483 subsection (13) and potential nonvoted discretionary local
 484 effort from taxes. A comparison of current year funds per
 485 unweighted FTE to prior year funds per unweighted FTE shall be
 486 computed. For those school districts which have less than the
 487 legislatively assigned percentage increase, funds shall be
 488 provided to guarantee the assigned percentage increase in funds
 489 per unweighted FTE student. Should appropriated funds be less
 490 than the sum of this calculated amount for all districts, the
 491 commissioner shall prorate each district's allocation. This
 492 provision shall be implemented to the extent specifically
 493 funded.

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494 (12)(13) TOTAL ALLOCATION OF STATE FUNDS TO EACH DISTRICT
 495 FOR CURRENT OPERATION.—The total annual state allocation to each
 496 district for current operation for the FEFP shall be distributed
 497 periodically in the manner prescribed in the General
 498 Appropriations Act.

499 (a) If the funds appropriated for current operation of the
 500 FEFP are not sufficient to pay the state requirement in full,
 501 the department shall prorate the available state funds to each
 502 district in the following manner:

503 1. Determine the percentage of proration by dividing the
 504 sum of the total amount for current operation, as provided in
 505 this paragraph for all districts collectively, and the total
 506 district required local effort into the sum of the state funds
 507 available for current operation and the total district required
 508 local effort.

509 2. Multiply the percentage so determined by the sum of the
 510 total amount for current operation as provided in this paragraph
 511 and the required local effort for each individual district.

512 3. From the product of such multiplication, subtract the
 513 required local effort of each district; and the remainder shall
 514 be the amount of state funds allocated to the district for
 515 current operation. However, no calculation subsequent to the
 516 appropriation shall result in negative state funds for any
 517 district.

518 (b) The amount thus obtained shall be the net annual
 519 allocation to each school district. However, if it is determined
 520 that any school district received an underallocation or
 521 overallocation for any prior year because of an arithmetical
 522 error, assessment roll change required by final judicial

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523 decision, full-time equivalent student membership error, or any
 524 allocation error revealed in an audit report, the allocation to
 525 that district shall be appropriately adjusted. Beginning with
 526 audits for the 2001-2002 fiscal year, if the adjustment is the
 527 result of an audit finding in which group 2 FTE are reclassified
 528 to the basic program and the district weighted FTE are over the
 529 weighted enrollment ceiling for group 2 programs, the adjustment
 530 shall not result in a gain of state funds to the district.
 531 Beginning with the 2011-2012 fiscal year, if a special program
 532 cost factor is less than the basic program cost factor, an audit
 533 adjustment may not result in the reclassification of the special
 534 program FTE to the basic program FTE. If the Department of
 535 Education audit adjustment recommendation is based upon
 536 controverted findings of fact, the Commissioner of Education is
 537 authorized to establish the amount of the adjustment based on
 538 the best interests of the state.

539 (c) The amount thus obtained shall represent the net annual
 540 state allocation to each district; however, notwithstanding any
 541 of the provisions herein, each district shall be guaranteed a
 542 minimum level of funding in the amount and manner prescribed in
 543 the General Appropriations Act.

544 ~~(13)-(14)~~ COMPUTATION OF PRIOR YEAR DISTRICT REQUIRED LOCAL
 545 EFFORT.—Calculations required in this section shall be based on
 546 95 percent of the taxable value for school purposes for fiscal
 547 years prior to the 2010-2011 fiscal year.

548 Section 7. Subsections (1) and (3) of section 1011.71,
 549 Florida Statutes, are amended to read:

550 1011.71 District school tax.—

551 (1) If the district school tax is not provided in the

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552 General Appropriations Act or the substantive bill implementing
 553 the General Appropriations Act, each district school board
 554 desiring to participate in the state allocation of funds for
 555 current operation as prescribed by s. 1011.62(12) ~~s. 1011.62(13)~~
 556 shall levy on the taxable value for school purposes of the
 557 district, exclusive of millage voted under the provisions of s.
 558 9(b) or s. 12, Art. VII of the State Constitution, a millage
 559 rate not to exceed the amount certified by the commissioner as
 560 the minimum millage rate necessary to provide the district
 561 required local effort for the current year, pursuant to s.
 562 1011.62(4)(a)1. In addition to the required local effort millage
 563 levy, each district school board may levy a nonvoted current
 564 operating discretionary millage. The Legislature shall prescribe
 565 annually in the appropriations act the maximum amount of millage
 566 a district may levy.

567 (3)(a) Notwithstanding subsection (2), if the revenue from
 568 1.5 mills is insufficient to meet the payments due under a
 569 lease-purchase agreement entered into before June 30, 2009, by a
 570 district school board pursuant to paragraph (2)(e), or to meet
 571 other critical district fixed capital outlay needs, the board,
 572 in addition to the 1.5 mills, may levy up to 0.25 mills for
 573 fixed capital outlay in lieu of levying an equivalent amount of
 574 the discretionary mills for operations as provided in the
 575 General Appropriations Act. Millage levied pursuant to this
 576 subsection is subject to the provisions of s. 200.065 and,
 577 combined with the 1.5 mills authorized in subsection (2), may
 578 not exceed 1.75 mills. If the district chooses to use up to 0.25
 579 mills for fixed capital outlay, the compression adjustment
 580 pursuant to s. 1011.62(5) shall be calculated for the standard

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581 discretionary millage that is not eligible for transfer to
582 capital outlay.

583 (b) In addition to the millage authorized in this section,
584 a district school board may, by a supermajority vote, levy an
585 additional 0.25 mills for critical capital outlay needs if the
586 average of the annual percent increase in the district's capital
587 outlay full-time equivalent student membership over the previous
588 5 years is 2.5 percent or greater. The levy of this millage and
589 expenditure of the funds is subject to the requirements of s.

590 200.065 and this section local funds generated by the additional
591 0.25 mills authorized in paragraph (b) and state funds provided
592 pursuant to s. 1011.62(5) may not be included in the calculation
593 of the Florida Education Finance Program in 2011-2012 or any
594 subsequent year and may not be incorporated in the calculation
595 of any hold-harmless or other component of the Florida Education
596 Finance Program in any year, except as provided in paragraph
597 (e).

598 ~~(c) For the 2011-2012 and 2012-2013 fiscal years, the 0.25~~
599 ~~mills authorized in paragraph (b) may be levied by the districts~~
600 ~~in which it was authorized by the voters in the 2010 general~~
601 ~~election. If a district levies this voter-approved 0.25 mills~~
602 ~~for operations, a compression adjustment pursuant to s.~~
603 ~~1011.62(5) may be calculated and added to the district's Florida~~
604 ~~Education Finance Program allocation, subject to determination~~
605 ~~in the General Appropriations Act.~~

606 Section 8. Subsection (10) of section 1011.80, Florida
607 Statutes, is amended to read:

608 1011.80 Funds for operation of workforce education
609 programs.—

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610 (10) A high school student dually enrolled under s.
611 1007.271 in a workforce education program operated by a Florida
612 College System institution or school district career center
613 generates the amount calculated for workforce education funding,
614 including any payment of performance funding, and the
615 proportional share of full-time equivalent enrollment generated
616 through the Florida Education Finance Program for the student's
617 enrollment in a high school. If a high school student is dually
618 enrolled in a Florida College System institution program,
619 including a program conducted at a high school, the Florida
620 College System institution earns the funds generated for
621 workforce education funding, and the school district earns the
622 proportional share of full-time equivalent funding from the
623 Florida Education Finance Program. If a student is dually
624 enrolled in a career center operated by the same district as the
625 district in which the student attends high school, that district
626 earns the funds generated for workforce education funding and
627 also earns the proportional share of full-time equivalent
628 funding from the Florida Education Finance Program. If a student
629 is dually enrolled in a workforce education program provided by
630 a career center operated by a different school district, the
631 funds must be divided between the two school districts
632 proportionally from the two funding sources. A student may not
633 be reported for funding in a dual enrollment workforce education
634 program unless the student has completed the basic skills
635 assessment pursuant to s. 1004.91. A student who is coenrolled
636 in a K-12 education program and an adult education program ~~may~~
637 ~~not be reported for purposes of funding in an adult education~~
638 ~~program, except that for the 2011-2012 and 2012-2013 fiscal~~

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639 ~~years, students who are enrolled~~ in core curricula courses for
 640 credit recovery or dropout prevention purposes and who does ~~do~~
 641 not have a pattern of excessive absenteeism or habitual truancy
 642 or a history of disruptive behavior in school may be reported
 643 for funding for up to two courses per student. Such students are
 644 exempt from the payment of the block tuition for adult general
 645 education programs provided in s. 1009.22(3)(c).

646 Section 9. Paragraph (a) of subsection (3) of section
 647 1013.64, Florida Statutes, is amended to read:

648 1013.64 Funds for comprehensive educational plant needs;
 649 construction cost maximums for school district capital
 650 projects.-Allocations from the Public Education Capital Outlay
 651 and Debt Service Trust Fund to the various boards for capital
 652 outlay projects shall be determined as follows:

653 (3)(a) Each district school board shall receive an amount
 654 from the Public Education Capital Outlay and Debt Service Trust
 655 Fund to be calculated by computing the capital outlay full-time
 656 equivalent membership as determined by the department. Such
 657 membership must include, but is not limited to:

658 1. K-12 students for whom the school district provides the
 659 educational facility, including district students receiving
 660 virtual education instruction in district facilities, except
 661 that hospital- and homebound part-time students are not
 662 included; and

663 2. Students who are career education students, and adult
 664 disabled students and who are enrolled in school district career
 665 centers. The capital outlay full-time equivalent membership
 666 shall be determined for kindergarten through the 12th grade and
 667 for career centers by averaging the unweighted full-time

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668 equivalent student membership for the second and third surveys
 669 and comparing the results on a school-by-school basis with the
 670 Florida Inventory for School Houses. The capital outlay full-
 671 time equivalent membership by grade level organization shall be
 672 used in making the following calculations: The capital outlay
 673 full-time equivalent membership by grade level organization for
 674 the 4th prior year must be used to compute the base-year
 675 allocation. The capital outlay full-time equivalent membership
 676 by grade-level organization for the prior year must be used to
 677 compute the growth over the highest of the 3 years preceding the
 678 prior year. From the total amount appropriated by the
 679 Legislature pursuant to this subsection, 40 percent shall be
 680 allocated among the base capital outlay full-time equivalent
 681 membership and 60 percent among the growth capital outlay full-
 682 time equivalent membership. The allocation within each of these
 683 groups shall be prorated to the districts based upon each
 684 district's percentage of base and growth capital outlay full-
 685 time membership. The most recent 4-year capital outlay full-time
 686 equivalent membership data shall be used in each subsequent
 687 year's calculation for the allocation of funds pursuant to this
 688 subsection. If a change, correction, or recomputation of data
 689 during any year results in a reduction or increase of the
 690 calculated amount previously allocated to a district, the
 691 allocation to that district shall be adjusted correspondingly.
 692 If such recomputation results in an increase or decrease of the
 693 calculated amount, such additional or reduced amounts shall be
 694 added to or reduced from the district's future appropriations.
 695 However, no change, correction, or recomputation of data shall
 696 be made subsequent to 2 years following the initial annual

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697 allocation.

698 Section 10. Notwithstanding the required review by the
699 Legislative Budget Commission pursuant to s. 1003.03(4)(c),
700 Florida Statutes, for the 2012-2013 fiscal year, the alternate
701 compliance calculation amounts to the class size operating
702 categorical fund authorized by s. 1003.03(4)(c), Florida
703 Statutes, shall be the reduction calculation required by s.
704 1003.03(4), Florida Statutes. The Commissioner of Education
705 shall modify payments to districts as required by s. 1003.03(4),
706 Florida Statutes, for the 2012-2013 fiscal year. This section
707 shall take effect upon this act becoming a law.

708 Section 11. Except as otherwise expressly provided in this
709 act and except for this section, which shall take effect upon
710 becoming a law, this act shall take effect July 1, 2013.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SPB 7056

INTRODUCER: For consideration by the Appropriations Committee

SUBJECT: Department of Children and Families

DATE: April 3, 2013

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Brown	Hansen		Submitted as committee bill
2.				
3.				
4.				
5.				
6.				

I. Summary:

SPB 7056 provides that contracts under section 394.9082, Florida Statutes, between the Department of Children and Families (DCF) and managing entities must be funded by general revenue, other state funds, or applicable federal sources. A managing entity may carry forward unexpended state funds from one fiscal year to the next, under specified parameters. The method of payment for a fixed-price, managing entity contract must provide for a two-month advance payment at the beginning of each fiscal year, followed by equal monthly payments thereafter.

In addition, the bill provides that, beginning in the 2013-2014 state fiscal year, 90 percent of the recurring core services funding for community-based care lead agencies will be based on the prior-year recurring base funding and 10 percent will be based on the equity allocation model under section 409.16713, Florida Statutes. Unless otherwise specified in the General Appropriations Act (GAA), any new core services funds will be allocated based on the equity allocation model under specified parameters.

The bill conforms statutes relating to DCF to the Senate proposed General Appropriations Bill, SPB 7040

The bill takes effect July 1, 2013.

This bill substantially amends sections 394.9082 and 409.16713, Florida Statutes.

II. Present Situation:

Managing Entities

Section 394.9082, F.S., provides for the DCF to contract with community-based managing entities for the purchase, coordination, integration, and management of behavioral health services. Previously, the Legislature determined that a management structure that places the responsibility for publicly financed behavioral health treatment and prevention services within a single, private, nonprofit entity at the local level would promote improved access to care, and service continuity; provide for more efficient and effective delivery of substance abuse and mental health services; streamline administrative processes; create cost efficiencies; and provide flexibility to better match available services to consumers' identified needs.

A managing entity is defined as a corporation that is organized in this state as a nonprofit organization under s. 501(c)(3) of the Internal Revenue Code, and is under contract to the DCF to manage the day-to-day operational delivery of behavioral health services through an organized system of care.¹ Behavioral health services are defined as mental health services and substance abuse prevention and treatment services that are provided using state and federal funds.²

Managing entities are required to develop a provider network of subcontracted direct service agencies that provide a comprehensive array of emergency, acute care, residential, outpatient, recovery support, and consumer support services for behavioral health.³ A managing entity must also develop and implement written cooperative agreements with the criminal and juvenile justice systems, local community-based care networks, and local behavioral health providers to develop strategies and alternatives for diverting people who have mental illness and substance abuse problems from the criminal justice system. These agreements must also address the provision of appropriate services to persons who have behavioral health problems and when they leave the criminal justice system.⁴

Managing entities must collect and submit data to the DCF regarding services provided. The DCF is required to evaluate managing entity services and to work with managing entities to establish performance standards.

The operating costs of managing entity contracts are funded through DCF appropriations and by any savings and efficiencies achieved through the efforts of managing entities. The DCF is directed to negotiate for reasonable and appropriate administrative costs within managing entity contracts.⁵

The DCF currently contracts with seven managing entities on a regional basis, providing services to a statewide population of approximately 350,000 annually. The DCF's appropriation for the 2012-2013 fiscal year allocated to managing entities is approximately \$520.8 million.

¹ See s. 394.9082(2)(d), F.S.

² See s. 394.9082(2)(a), F.S.

³ See s. 394.9082(2)(e), F.S.

⁴ See s. 394.9082(5)(e), F.S.

⁵ See s. 394.9082(4)(b), F.S.

Community-based Foster Care and Related Services

Section 409.1671, F.S., expresses legislative intent to outsource the provision of foster care and related services statewide. The term “outsource” means to contract with competent, community-based agencies, while the term “related services” includes, but is not limited to, family preservation, independent living, emergency shelter, residential group care, foster care, therapeutic foster care, intensive residential treatment, foster care supervision, case management, post-placement supervision, permanent foster care, and family reunification.⁶

The DCF is authorized to contract for the delivery, administration, or management of protective services, foster care, and other related services or programs, as appropriate.⁷

The term “eligible lead community-based provider” is defined as a single agency with which the DCF is required to contract for the provision of child protective services in a community that is no smaller than a county. The DCF secretary may authorize more than one eligible lead community-based provider within a single county when doing so will result in more effective delivery of foster care and related services. To compete for an outsourcing project, a provider must meet a series of qualifications and be governed by a board of directors whose membership must be composed of at least 51 percent Florida residents. Of the state residents, at least 51 percent must also reside within the service area of the lead community-based provider.⁸

The DCF retains responsibility for the quality of contracted services and programs and must ensure that services are delivered in accordance with applicable federal and state statutes, rules, and regulations. The DCF must adopt written policies and procedures for monitoring the contract for delivery of services by lead community-based providers. These policies and procedures must, at a minimum, address the evaluation of fiscal accountability and program operations, including provider achievement of performance standards, provider monitoring of subcontractors, and timely follow-up of corrective actions for significant findings related to providers and subcontractors.⁹

While retaining these responsibilities for the quality of the contracted services and programs, the DCF is authorized to outsource programmatic, administrative, or fiscal monitoring oversight of “community-based care lead agencies.”¹⁰

In 1996, the Legislature required the DCF to create pilot projects for the provision of foster care and related services through established community-based care organizations.¹¹ In 1998, the Legislature required the DCF to outsource the provision of all foster care and related services statewide.¹² The transition was completed in state fiscal year 2004-05. The DCF has 20 lead agency contracts. The DCF’s appropriation for the provision of community-based care services is approximately \$750 million annually.

⁶ See s. 409.1671(1)(a), F.S.

⁷ See s. 409.1671(2)(a), F.S.

⁸ See s. 409.1671(1)(e), F.S.

⁹ *Supra*, note 7.

¹⁰ See s. 409.1671(12), F.S.

¹¹ See s. 5, ch. 96-402, L.O.F.

¹² See s. 1, ch. 98-180, L.O.F.

Allocation of Funds for Community-based Care Lead Agencies

Section 409.16713, F.S., requires that the DCF allocate funds for community-based care lead agencies according to an equity allocation model.¹³ This model was designed to allocate funds among community-based care lead agencies depending to some degree on the differing needs and services required by specific populations being served by each agency. The equity allocation model includes “core services funding,” which is defined as all funds allocated to community-based care lead agencies operating under contract with the DCF under s. 409.1671, F.S., with a number of exceptions.¹⁴

The equity allocation model must include the following factors:

- Proportion of children in poverty;
- Proportion of child abuse hotline workload;
- Proportion of children in care; and
- Proportion of contribution in the reduction of out-of-home care.

The equity allocation of core services funds must be calculated based on the following weights:

- Proportion of children in poverty shall be weighted as 30 percent of the total;
- Proportion of child abuse hotline workload shall be weighted as 30 percent of the total;
- Proportion of children in care shall be weighted as 30 percent of the total; and
- Proportion of contribution to the reduction in out-of-home care shall be weighted as 10 percent of the total.

Seventy-five percent of the recurring core services funding for each community-based care lead agency is based on the prior-year recurring base of core services funds and 25 percent is based on the equity allocation model.

III. Effect of Proposed Changes:

Section 1 of the bill amends s. 394.9082, F.S., to provide that:

- Contracts between the DCF and managing entities must be funded by general revenue, other state funds, or applicable federal sources.
- A managing entity may carry forward unexpended state funds from one fiscal year to the next, up to a maximum of eight percent of the contract amount, and any unexpended funds in excess of the eight percent threshold must be returned to the DCF.
- The funds carried forward may not be used in any way to create an increase in recurring future obligations.
- Carried-forward funds must be expended on programs or services authorized under the contract and such expenditures of carried-forward funds must be reported separately to the DCF.

¹³ This requirement is a recent development, created in 2011 under s. 1, ch. 2011-62, L.O.F.

¹⁴ See s. 409.16713(1)(a), F.S.

- Unexpended funds at the end of a contract period must be returned to the DCF, but carried-forward funds may be retained through contract renewals and procurements as long as the same managing entity is retained under contract.
- The method of payment for a fixed-price, managing entity contract must provide for a two-month advance payment at the beginning of each fiscal year, followed by equal monthly payments thereafter.

These provisions are identical to the requirements of the current law regarding funding for community-based care lead agencies. The existing law was enacted in 2010.¹⁵

Section 2 of the bill amends s. 409.16713, F.S., to provide that:

- Beginning in the 2013-2014 fiscal year, 90 percent of the recurring core services funding for community-based care lead agencies will be based on the prior-year recurring base funding and 10 percent will be based on the equity allocation model, as opposed to the 75 percent and 25 percent proportions, respectively, in current law.
- Unless otherwise specified in the GAA, any new core services funds will be allocated based on the equity allocation model. Such allocations must be proportional to the proportion of funding based on the equity model and allocated only to the community-based care lead agency contracts, if the current funding proportion is less than the proportion of funding based on the equity model. Current law applies these provisions to the 2011-2012 fiscal year specifically, regardless of the GAA; the bill deletes the reference limiting these provisions to the 2011-2012 fiscal year reference.

Section 3 of the bill provides an effective date of July 1, 2013.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

¹⁵ See s. 409.1671(8)-(9), F.S.

B. Private Sector Impact:

Section 1 of the bill will prevent managing entities from having to revert unexpended state funds from one fiscal year to the next, which may simplify their finances and cash flow. Section 2 of the bill will alter the allocation of community-based care funds among the DCF’s community-based care lead agencies to an unknown degree.

C. Government Sector Impact:

Over the past three fiscal years, managing entities have reverted general revenue back to the DCF. Under the bill, these funds may no longer revert. See chart below.

Managing Entity Reversions	SFY 2011-12	SFY 2010-11	SFY 2009-10	3-year Average
Mental Health Services	\$2,506,741	\$4,656,361	\$2,097,398	\$3,086,833
Substance Abuse Services	\$307,860	\$198,260	\$689,878	\$398,666
Total Reversions	\$2,814,601	\$4,854,621	\$2,787,276	\$3,485,499

Managing entities are required to expend any carried-forward funds exclusively on programs or services authorized under their contracts with the DCF, and unexpended funds at the end of a contract period will still revert back to the state. While the bill may prevent an indeterminate amount of general revenue from reverting back to the DCF in Fiscal Year 2013-2014, or in any given state fiscal year, there should be no fiscal impact over the life of a managing entity contract, assuming the managing entity fulfills its contractual obligations and abides by state law.

VI. Technical Deficiencies:

None.

VII. Related Issues:

The term “community-based care lead agency” appears in 12 different sections of the Florida Statutes, in either its singular or plural form, but has no statutory definition.¹⁶ In terms of contracting, ss. 409.1671 and 409.16713, F.S., make reference to DCF contracts with “community-based care lead agencies,” but s. 409.1671, F.S., specifically requires the DCF to contract with “eligible lead community-based providers,” a term which is defined in law.¹⁷

VIII. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

¹⁶ See ss. 20.19, 39.001, 39.0011, 39.00145, 39.0016, 402.40, 402.7306, 409.1451, 409.1671, 409.16713, 409.16745, and 409.175, F.S.

¹⁷ *Supra*, note 8.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

FOR CONSIDERATION By the Committee on Appropriations

576-02516A-13

20137056__

A bill to be entitled

An act relating to Department of Children and Families; amending s. 394.9082, F.S.; providing for the carrying forward, expenditure, and return of unexpended funds paid to entities contracting with the department to manage the delivery of behavioral health services; amending s. 409.16713, F.S.; revising recurring core services funding for community-based care lead agencies; providing an effective date.

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

Section 1. Present subsections (9) and (10) of section 394.9082, Florida Statutes, are renumbered as subsections (10) and (11), respectively, and new subsection (9) is added to that section, to read:

394.9082 Behavioral health managing entities.—

(9) FUNDING FOR MANAGING ENTITIES.—

(a) A contract established between the department and a managing entity under this section shall be funded by general revenue, other applicable state funds, or applicable federal funding sources. A managing entity may carry forward documented unexpended state funds from one fiscal year to the next; however, the cumulative amount carried forward may not exceed 8 percent of the total contract. Any unexpended state funds in excess of that percentage must be returned to the department. The funds carried forward may not be used in a way that would create increased recurring future obligations or for any program or service that is not currently authorized under the existing

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

576-02516A-13

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contract with the department. Expenditures of funds carried forward must be separately reported to the department. Any unexpended funds that remain at the end of the contract period shall be returned to the department. Funds carried forward may be retained through contract renewals and new procurements as long as the same managing entity is retained by the department.

(b) The method of payment for a fixed-price contract with a managing entity must provide for a 2-month advance payment at the beginning of each fiscal year and equal monthly payments thereafter.

Section 2. Subsections (3) and (4) of section 409.16713, Florida Statutes, are amended to read:

409.16713 Allocation of funds for community-based care lead agencies.—

(3) Beginning in the 2013-2014 ~~2011-2012~~ state fiscal year, 90 ~~75~~ percent of the recurring core services funding for each community-based care lead agency shall be based on the prior year recurring base of core services funds and 10 ~~25~~ percent shall be based on the equity allocation model.

(4) Unless otherwise specified in the General Appropriations Act ~~For the 2011-2012 state fiscal year~~, any new core services funds shall be allocated based on the equity allocation model. Such allocations ~~must~~ shall be proportional to the proportion of funding based on the equity model and allocated only to the community-based care lead agency contracts ~~if where~~ the current funding proportion is less than the proportion of funding based on the equity model.

Section 3. This act shall take effect July 1, 2013.

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SPB 7058

INTRODUCER: For consideration by the Appropriations Committee

SUBJECT: Medicaid

DATE: April 3, 2013

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Brown	Hansen		Submitted as committee bill
2.				
3.				
4.				
5.				
6.				

I. Summary:

SPB 7058 amends statutes relating to the Medicaid program and Medicaid funding relating to:

- Rural hospitals;
- Medicaid hospital reimbursement;
- Graduate medical education; and
- Disproportionate share hospital (DSH) programs.

The bill conforms the statutes relating to Medicaid to the Senate proposed General Appropriations Bill, SPB 7040.

The bill has an effective date of July 1, 2013.

The bill substantially amends the following sections of the Florida Statutes: 395.602, 409.905, 409.908, 409.911, and 409.9118.

The bill creates section 409.909, Florida Statutes.

II. Present Situation:

Rural Hospitals

Part III of ch. 395, F.S., governs rural hospitals. A rural hospital is defined in s. 395.602(2)(e), F.S., as a licensed, acute care hospital having 100 or fewer licensed beds and an emergency room which is:

- The sole provider in a county with a population density no greater than 100 persons per square mile;
- An acute care hospital in a county with a population density no greater than 100 persons per square mile which is at least 30 minutes of travel time from any other acute care hospital in the same county;
- A hospital supported by a tax district or sub-district whose boundaries encompass an area of 100 persons or fewer per square mile;
- A hospital in a constitutional charter county with a population of over one million persons that has imposed a local option health service tax and in an area that was directly impacted by a catastrophic event on August 24, 1992, for which the Governor of Florida declared a state of emergency and which has 120 or fewer beds and which serves an agricultural community with an emergency room utilization of no less than 20,000 visits and a Medicaid inpatient utilization rate greater than 15 percent;
- A hospital with a service area of fewer than 100 persons per square mile, with service area being defined as the fewest number of zip codes that account for 75 percent of the hospital’s discharges for the most recent five-year period; or
- A hospital designated as a critical access hospital under s. 408.07(15).¹

Population densities must be based upon the most recently completed United States census.

The definition also provides that a hospital that received funds from the disproportionate share/financial assistance program for rural hospitals² for a quarter beginning no later than July 1, 2002, is deemed to have been and will continue to be a rural hospital from that date through June 30, 2015, if the hospital continues to have 100 or fewer beds and an emergency room.

An acute care hospital that has not previously been designated as a rural hospital and meets the definition’s criteria will be granted rural designation upon making application, with supporting documentation, to the Agency for Health Care Administration (AHCA).

Currently 28 hospitals are designated as rural hospitals:

Rural Hospital	County	City	Beds
Baptist Medical Center - Nassau	Nassau	Fernandina Beach	54
Calhoun-Liberty Hospital	Calhoun	Blountstown	25
Campbellton-Graceville Hospital	Jackson	Graceville	25
Desoto Memorial Hospital	Desoto	Arcadia	49
Doctors Memorial Hospital	Holmes	Bonifay	20
Doctors Memorial Hospital Inc	Taylor	Perry	48
Ed Fraser Memorial Hospital	Baker	Macclenny	25
Fishermen's Hospital	Monroe	Marathon	25
Florida Hospital Flagler	Flagler	Palm Coast	99
Florida Hospital Wauchula	Hardee	Wauchula	25

¹ Section 408.07(15), F.S., defines a critical access hospital as “a hospital that meets the definition of ‘critical access hospital’ in s. 1861(mm)(1) of the Social Security Act and that is certified by the Secretary of Health and Human Services as a critical access hospital.”

² See s. 409.9116, F.S.

Rural Hospital	County	City	Beds
George E Weems Memorial Hospital	Franklin	Apalachicola	25
Healthmark Regional Medical Center	Walton	Defuniak Springs	50
Hendry Regional Medical Center	Hendry	Clewiston	25
Jackson Hospital	Jackson	Marianna	100
Jay Hospital	Santa Rosa	Jay	55
Lake Butler Hospital Hand Surgery Center	Union	Lake Butler	25
Lakeside Medical Center	Palm Beach	Belle Glade	70
Madison County Memorial Hospital	Madison	Madison	25
Mariners Hospital	Monroe	Tavernier	25
Northwest Florida Community Hospital	Washington	Chipley	59
Putnam Community Medical Center	Putnam	Palatka	99
Raulerson Hospital	Okeechobee	Okeechobee	100
Sacred Heart Hospital On The Emerald Coast	Walton	Miramar Beach	58
Sacred Heart Hospital On The Gulf	Gulf Port	Saint Joe	19
Shands Lake Shore Regional Medical Center	Columbia	Lake City	99
Shands Live Oak Regional Medical Center	Suwannee	Live Oak	15
Shands Starke Regional Medical Center	Bradford	Starke	25
Tri County Hospital - Williston	Levy	Williston	40

Rural hospitals are eligible to participate in the rural hospital Medicaid disproportionate share (DSH) and financial assistance programs under s. 409.9116, F.S. Rural hospitals may also receive a special Medicaid payment for their rural status, and inpatient and outpatient per diem rates for rural hospitals are exempt from reimbursement ceilings.

Medicaid Hospital Reimbursement

Under current law, Florida pays hospitals for Medicaid services using cost-based reimbursement methodologies, one for inpatient rates and one for outpatient rates. The methodologies are approved by the federal Centers for Medicare & Medicaid Services (CMS) and documented in official state Medicaid Hospital Reimbursement Plans. The plans are amended as necessary to follow policy and budgetary guidance passed by the Florida Legislature. The reimbursement process is complex and a number of far-reaching alterations have been applied over the years. The main elements are outlined below.

Cost Reports

Hospitals submit audited cost reports for Medicaid services annually. For each hospital, the most recently available cost reports are analyzed for allowable costs and put through a methodology to determine the hospital’s reimbursement. The methodology includes many calculations to account for current and anticipated trends and for rate cuts and policy measures applied by the Legislature. Based on all these factors, a customized “per diem” is calculated for each hospital based on that hospital’s cost reports and the various calculations contained in the methodology.

Per Diems

Hospitals are paid a flat “per diem” for a Medicaid inpatient “day.” An inpatient day occurs when a Medicaid patient is admitted to the hospital and stays overnight to receive treatment. One such overnight stay counts as an inpatient “day,” and the hospital receives a per diem payment

for that day that is the same for any Medicaid patient who stays overnight at that hospital, regardless of the treatments provided. For example, with any specific hospital, the Medicaid per diem reimbursement paid to the hospital for two separate inpatient days will be the same dollar figure, regardless of differences in the treatments provided.

Reimbursement Ceilings

In 1990, Florida began placing recurring “reimbursement ceilings” on the growth allowed for hospital per diems. For that year, the ceiling was set at 3.3 percent, meaning that a hospital’s per diem was allowed to increase by no more than 3.3 percent of the previous year’s rate, regardless of the increase called for by the cost-based methodology. In subsequent years, the ceiling has been set each year based on a formula using inflation factors.

Exemptions from Reimbursement Ceilings

The state began applying reimbursement ceilings effective July 1990, but certain hospitals are exempt from the ceilings, which means yearly increases in their rates are not limited by the full application of the reimbursement ceilings. A rate that is exempt from the ceilings is commonly called the “exempt rate.” All hospitals that are defined as rural hospitals were exempted on an ongoing basis at the outset. Over the years, other hospitals have been made exempt from reimbursement ceilings:

- In 1991, hospitals whose charity and Medicaid days exceeded 15 percent of their overall days were exempted. (That percentage has been lowered over the years and now stands at 11 percent, which allows more hospitals to qualify for the exemption.)
- In 2000, certain teaching hospitals, children’s hospitals, and certain specialized hospitals were made exempt.
- In 2001, trauma centers whose percentage of Medicaid days exceeded 9.6 percent were made exempt. (This percentage has also been reduced and is now 7.3 percent.)
- In 2004 and 2005, certain hospitals with neonatal intensive care units were made exempt.
- In 2008, more hospitals were made exempt, including hospitals experiencing an increase in Medicaid caseload by more than 25 percent in any year and hospitals whose Medicaid per diem rate is at least 25 percent below the Medicaid per patient cost for the year.

Currently 28 rural hospitals are exempt from the reimbursement ceilings and an additional 84 of Medicaid’s 243 hospitals are exempt by virtue of meeting one of the criteria specified in the General Appropriations Act (GAA). Being exempt can significantly increase a hospital’s per diem. On the average, a non-rural hospital’s exempt rate is roughly twice as high as what that hospital would be paid without the exemption.

Funding for Exemptions

Exemptions for rural hospitals are funded with state general revenue (GR) and federal Medicaid matching dollars. The other exemptions described above are funded through county and other local tax dollars that are transferred to the state and used to draw federal match. Local dollars transferred to the state and used in this way are known as “intergovernmental transfers” or IGTs.

These IGTs allow the state to exempt certain hospitals from the reimbursement ceilings and pay them higher Medicaid rates without expending state GR directly on the hospital reimbursements.

IGTs in General

The IGTs described above are used to fund exemptions. IGTs are also used to augment hospital payments in other ways. All IGTs are contingent upon the willingness of counties and other local taxing authorities to transfer funds to the state in order to draw down federal match. Local taxing authorities donate IGTs voluntarily and are not required to provide the IGTs.

The Sources of IGTs for Exemptions

IGTs are donated to the state by local taxing authorities, but not all local taxing authorities donate IGTs in this way. A hospital may be exempt from the reimbursement ceilings based on meeting the criteria described above, and is therefore paid the higher exempt rate, even though no local dollars from that hospital's county or local taxing district are donated. Certain donor counties and taxing authorities contribute IGTs that, along with federal match, are used to fund exemptions across the entire state for hospitals that meet the criteria for being exempt.

Self-funded Exemptions

In 2008, the Legislature began passing budget proviso each year allowing public hospitals that did not qualify for exemptions as described above to provide their own funds or local governmental funds in order to "self-fund" an exemption for the hospital. Such "self-funded" exemptions are not part of the process described above and are handled as stand-alone exemptions for individual hospitals that would not otherwise qualify for exemptions. Beginning in 2009, non-public hospitals with graduate medical education positions were also allowed to self-fund exemptions from their reimbursement ceilings in this way. For the current fiscal year, the GAA contains proviso allowing any hospital to self-fund an exemption from the inpatient and outpatient reimbursement ceilings, up to spending authority of \$129 million in IGTs and \$176 million in federal match.

Legislative Rate Cuts

Beginning in 2005, the Legislature began reducing rates for many Medicaid providers, including hospitals, to help balance the overall state budget. The GAA has included seven cuts to hospital rates and the hospital inpatient line item since 2005-06, for an average of about 4 percent for each cut. The 2011-12 fiscal year rate cut was the most severe at approximately 12.5 percent. In its rate-setting methodology, AHCA refers to these cuts as "Medicaid Trend Adjustments," and each cut has been applied separately whenever new hospital rates have been calculated based on each year's most recent cost reports.

IGTs to "Buy Back" the Rate Cuts

In 2007 the GAA included proviso to allow the use of IGTs and federal match to reinstate rate reductions for hospitals whose Medicaid and charity days exceeded 30 percent and had more than 10,000 Medicaid days, and for hospitals or hospital systems that established a provider

service network (PSN) during the prior state fiscal year. This was the precursor for what is known as “buying back” the rate cuts.

Beginning in 2008, the Legislature began passing proviso in the GAA allowing certain hospitals to use additional IGTs (above and beyond the IGTs used to fund exemptions) to “buy back” all or a portion of the rate cuts imposed by the GAA in the 2008-09 fiscal year and in prior years. In this way, certain hospitals would not be paid less due to the Legislative rate cuts if local IGTs could be secured to offset the effect of the rate cuts. In the first fiscal year that “buy-backs” were implemented (2008-09), they were applied to the following hospitals:

- Hospitals that were part of a system that operates a provider service network,³ including Jackson Memorial, hospitals in Broward Health, hospitals in Memorial Healthcare System, Shands Jacksonville, and Shands Gainesville;
- Children’s specialty hospitals whose Medicaid and charity days equaled or exceeded 30 percent;
- Rural hospitals; and
- Public hospitals, teaching hospitals that had 70 or more resident physicians, and hospitals whose Medicaid and charity days exceeded 25 percent.

In 2009, designated trauma hospitals were added to the list of hospitals allowed to use IGTs to buy back their rate cuts. In 2010, hospitals with graduate medical education positions that did not otherwise qualify were added to the list.

For 2011-12, several changes were made in the GAA relating to buy-backs, including:

- Proviso language similar to prior years (along with specific spending authority for IGTs and federal match) relating to buy-backs for public hospitals, teaching hospitals that had 70 or more resident physicians, designated trauma hospitals, and hospitals with graduate medical education positions, was left in place. Spending authority of \$290 million in IGTs and \$368 million in federal match was provided for these buy-backs.
- In addition to the proviso above, proviso was included to allow all other hospitals to use up to \$161 million in IGTs and \$205 million in federal match in order to self-fund inpatient and outpatient buy-backs.

For the current fiscal year, the GAA includes proviso similar to the 2011-12 proviso that provides spending authority of \$238 million in IGTs and \$325 million in federal match for the criteria-based and self-funded buy-backs described above.

Potential Application and Effect of IGTs Has Grown

When exemptions and buy-backs were first implemented, they were limited in scope for certain hospitals meeting certain criteria. Over the years, their scope has gradually expanded. With the language in the 2011-12 and 2012-13 GAAs, IGTs can theoretically be used to (1) apply exemptions to any hospital in the state, and (2) buy back the Legislative rate cuts for any

³ See s. 409.912(4)(d), F.S.

hospital. In order to do so, however, IGTs must be secured to pay the non-federal share, and the spending authority designated in the GAA may not be exceeded.

Diagnosis Related Group (DRG) System for Hospital Reimbursement

DRG is a type of prospective payment system for reimbursing hospitals. DRGs classify an inpatient stay into a group based on a patient's diagnoses, gender, age, and other factors, which can include hospital case mix and overall wellness or acuity of the hospital's overall patient population. Groups of related diagnoses are designed to provide a stable and fairly predictable indication of the resources needed for treating a particular patient. This type of system is used in the federal Medicare program and seeks to tailor reimbursement more closely to actual costs of treatment for each individual patient.

Thirty-eight states currently use or are considering transitioning to a DRG reimbursement methodology for their Medicaid programs. Among the states that use a DRG reimbursement methodology, the most prevalent methodologies are All Patient Refined DRGs (APR-DRGs) and the Medicare DRGs (MS-DRGs). The major difference between these two methodologies is that MS-DRGs are intended for use on Medicare population (age 65 and older or aged 65 and under with a disability). APR-DRGs are more appropriate for all patients (based on Nationwide Inpatient Sample). Additionally, the APR-DRG system has a higher number of DRGs and more relative weights to address the needs on non-Medicare populations, such as pediatric, newborn, and maternity patients.⁴

In 2011, the Legislature directed the AHCA to develop a plan to convert hospital inpatient rates to a prospective payment system utilizing DRGs and to propose the adaptation of an existing DRG system, to the extent possible, while maintaining budget neutrality. The plan was to be submitted to the governor, the president of the Senate, and the speaker of the House of Representatives no later than January 1, 2013.⁵

In 2012, the Legislature added specific parameters for the DRG transition plan and required the AHCA's engagement of a consultant with expertise and experience in the implementation of DRG systems. The AHCA was also required to include in its plan a timeline necessary to allow for full implementation by July 1, 2013.⁶ The AHCA retained Navigant Healthcare as its DRG consultant and the final plan was published on December 21, 2012.

Hospital Provider Types

In its findings, Navigant recommended the use of the APR-DRG system and the following types of providers to be included in the DRG payment methodology:

- General acute care;
- Rural hospitals, including critical access hospitals;
- Children's hospitals;
- Cancer hospitals;

⁴ Navigant Healthcare, *DRG Conversion Implementation Plan Final, December 21, 2012*, available at: http://ahca.myflorida.com/Medicaid/cost_reim/index.shtml

⁵ See ch. 2011-135, L.O.F.

⁶ See ch. 2012-33, L.O.F.

- Teaching hospitals;
- In-state / out-of-state / border hospitals;
- Long-term acute care;
- Rehabilitation hospitals and distinct part units; and
- Psychiatric specialty distinct part units.

The only provider types excluded from Navigant's recommended DRG payment method are the state psychiatric facilities, as these facilities currently bill long-term care claims and have lengths of stay that suggest they are not true acute care admissions.

Hospital Services

Navigant recommended all inpatient services at hospitals included in the DRG payment method be reimbursed via DRGs with two notable exceptions: newborn hearing screening and transplants currently paid via a global fee. Newborn hearing screening is currently reimbursed separately from hospital per diems. Similarly, many transplants are currently paid outside the per diem method using a global fee that covers all related services for a one-year period. Navigant recommended that the AHCA maintain its current reimbursement policy for both of these services.

Provider Base Rates

Navigant recommended a single, common base rate to be used for all hospitals and recommended that the base rate only include the portion of the rate funded from state general revenue and the Public Medical Assistance Trust Fund, thereby excluding IGTs from the base rate. Distributions of IGT funds were recommended to be made outside of the DRG payment methodology and not to be included in the base rate. Additionally, Navigant recommended against applying a wage area adjustment to the base rate.

Policy Adjustors

Policy adjustors are multipliers applied to specific claims for the purpose of increasing or decreasing payment. Generally, policy adjustors are applied for specific types of care, either for all recipients receiving that care or for subsets of recipients. Four types of policy adjustors are commonly used:

- Service adjustors
- Age/service adjustors
- Provider/service adjustors
- Provider adjustors

The adjustors extend beyond DRG relative weights and represent a decision to direct funds to a particular group of patients who are otherwise clinically similar. States that have transitioned to a DRG system have often provided increased funding to allow for policy adjustors, as the use of policy adjustors can cause hospital base rates to be reduced, having the effect of shifting funds from one area to another.

Navigant's recommendations related to policy adjustors are:

- Services adjustor – Recommended for rehabilitation services due to the level of variation in hospital resources needed for these services. DRGs are unable to accurately predict relative hospital cost.
- Age/service adjustors – None recommended.
- Provider/service adjustors – None recommended.
- Provider adjustors – Recommended for three types of providers:
 - Rural Hospitals – due to the historical special consideration given by the Florida Legislature through exemptions from rate cuts and general revenue appropriations to keep per diems for rural hospitals relatively high.
 - Long-term Acute Care Hospitals (LTAC) – to maintain these providers' overall reimbursement compared to historical per diem rates. DRGs are not an accurate predictor of costs for the types of stays common at these facilities.
 - High Medicaid, High Outlier Hospitals – due to the combination of high occurrences of outlier cases with high Medicaid utilization. Recommend an adjustor for any hospital with Medicaid utilization at or above 50 percent and a projected outlier payment percentage at or above 30 percent.
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Graduate Medical Education

Graduate medical education (GME) is the education and training of physicians following graduation from a medical school in which physicians refine the clinical skills necessary to practice in a specific medical field (surgery, dermatology, family practice, etc.). GME or “residency” programs for allopathic and osteopathic physicians include internships, residency training, and fellowships, and can range from three to six years or more in length of time.⁷

Graduate medical education is significant because:⁸

- GME training has a direct impact on the quality and adequacy of the state's physician specialty and sub-specialty workforce and the geographic distribution of physicians.
- The support and expansion of residency programs in critical-need areas could result in more primary care practitioners and specialists practicing in Florida.
- Medical residents are more likely to practice in the state where they completed their graduate medical education training than where they went to medical school.
- Quality, prestigious programs will attract the best students, who are more likely to stay as practicing physicians.
- Medical residents act as “safety nets” of care for indigent, uninsured, and under-served patients in the state.
- 13.2 percent of the physicians from the 2009 survey indicated that they plan to retire in the next 5 years.

⁷ Florida Department of Health, *Annual Report on Graduate Medical Education in Florida*, January 2010, available at: http://www.doh.state.fl.us/Workforce/GME_Annual_Report_2010.pdf

⁸ *Id.*

Currently, hospitals are reimbursed by Florida Medicaid for GME costs through their Medicaid hospital inpatient reimbursements. The costs directly related to each hospital's residency program are considered allowable costs for the cost reports that hospitals submit to the AHCA and are included in the calculation of Medicaid per diems paid to the hospitals by the Medicaid program.

Disproportionate Share Hospital (DSH) Program

Each year the Low-Income Pool Council⁹ (LIP Council) makes recommendations to the Legislature on the Medicaid Disproportionate Share Hospital Program's funding distributions to hospitals that provide a disproportionate share of the Medicaid services or charity care services to uninsured individuals. The Legislature delineates how the funds will be distributed to each eligible facility.

There are currently five separate Medicaid disproportionate share programs that are operational in Florida. The programs are:

- The original program (Regular DSH) established in s. 409.911, F.S.;
- The Teaching Hospital DSH program established in s. 409.9113, F.S.;
- The Mental Health Hospital DSH program established in s. 409.9115, F.S.;
- The Rural Hospital DSH/Financial Assistance program established in s. 409.9116, F.S.; and
- The Specialty Hospital DSH program established in s. 409.9118, F.S.

In 2012 the Legislature directed the Department of Health (DOH) to develop and implement a transition plan for the closure of A.G. Holley State Hospital and its tuberculosis treatment program that was housed at the facility.¹⁰ The DOH plan included specific steps to end voluntary admissions, transfer tuberculosis patients to alternate facilities, communicate with families, providers, other affected parties, and the general public, and enter into necessary contracts with providers.

The law directed the DOH to contract for the operation of a treatment program for individuals with active tuberculosis. Prior to the closure of A.G. Holley, the DOH entered into contracts with two Florida hospitals, Shands Jacksonville and Jackson Health System in Miami, to provide care to newly-court-ordered tuberculosis patients and those patients requiring hospitalization who were previously treated at A.G. Holley. A.G. Holley officially closed on July 2, 2012.

III. Effect of Proposed Changes:

Section 1 of the bill amends s. 395.602, F.S., by providing that hospitals licensed as rural hospitals in the 2010-11 or 2011-12 fiscal years are deemed to continue to be rural hospitals from the date of designation through June 30, 2015, if they continue to have 100 or fewer beds and an emergency room.

Section 2 of the bill amends s. 409.905, F.S., by:

⁹ See s. 409.911(10), F.S.

¹⁰ See ss. 81-83, ch. 2012-184, L.O.F.

- Deleting provisions of current law requiring the AHCA to implement a cost-based reimbursement methodology for hospital inpatient reimbursement;
- Requiring the AHCA to implement a prospective payment methodology for hospital inpatient reimbursement that categorizes inpatient admissions into DRGs and assign relative payment weights to adjust the base rate according to a measure of hospital resources used to treat patients in specific DRG categories;
- Requiring the AHCA to establish a uniform base rate for all hospitals not exempted under s. 409.908(1), F.S., and to limit the base rate by the hospital inpatient appropriation specified in the GAA, prior to the inclusion of intergovernmental transfers that may be provided to adjust inpatient reimbursement;
- Deleting provisions of current law requiring the AHCA to develop and submit a plan for converting the current cost-based methodology to a DRG methodology; and
- Specifying that Florida's hospital outpatient reimbursement methodology will remain cost-based under certain provisions of current law that are deleted or amended under the new DRG provisions for inpatient reimbursement.

Section 3 of the bill amends s. 409.908, F.S., by providing that hospital inpatient reimbursement is limited as provided in s. 409.905(5), F.S., with the following exceptions:

- The AHCA may modify inpatient reimbursement for specific types of services or diagnoses, Medicaid recipient ages, and hospital provider types, if authorized by the GAA.
- While maintaining budget neutrality, the AHCA may modify reimbursement to providers determined to be long-term acute care hospitals.
- The AHCA may establish an alternative to a DRG-based prospective payment system to set reimbursement rates for:
 - State-owned psychiatric hospitals;
 - Newborn hearing screening services;
 - Transplant services for which the AHCA has established a global fee; and
 - Medicaid recipients who have treatment-resistant tuberculosis who need long-term, hospital-based treatment.

Also, Section 3 provides that in order for the AHCA to certify IGTs donated by local governments for the purpose of making special payments to hospitals in any given fiscal year, local governments must submit a final, executed letter of agreement to the AHCA, and the letter must be received by the AHCA no later than October 1 of that fiscal year.

Section 4 of the bill creates s. 409.909, F.S., to establish the Statewide Medicaid Residency Program (SMRP). Under the SMRP:

- A resident is defined as a medical intern, fellow, or resident enrolled in a program accredited by the Accreditation Council for Graduate Medical Education, the American Association of Colleges of Osteopathic Medicine, or the American Osteopathic Association.
- Full-time equivalent (FTE) is defined as a resident who is in his or her initial residency period, not to exceed five years. A resident training beyond the initial residency period is counted as one-half of one FTE, unless his or her chosen specialty is in general surgery or

primary care, in which case the resident is counted as one FTE. For the SMRP, primary care specialties include:

- Family medicine;
 - General internal medicine;
 - General pediatrics;
 - Preventive medicine;
 - Geriatric medicine;
 - Osteopathic general practice;
 - Obstetrics and gynecology; and
 - Emergency medicine.
- Medicaid payments are defined as payments made to reimburse a hospital for direct inpatient services, as determined by the AHCA, during the fiscal year preceding the date on which calculations for the program's allocations take place for any fiscal year.
 - On or before September 15 of each year, the AHCA is required to calculate an allocation fraction for each hospital participating in the program, based on the following formula:

$$\text{HAF} = [0.9 \times (\text{HFTE}/\text{TFTE})] + [0.1 \times (\text{HMP}/\text{TMP})]$$

Where:

HAF = A hospital's allocation fraction.

HFTE = A hospital's total number of FTE residents.

TFTE = The total FTE residents for all participating hospitals.

HMP = A hospital's Medicaid payments.

TMP = The total Medicaid payments for all participating hospitals.

- A hospital's annual allocation equals the funds appropriated for the SMRP in the GAA multiplied by its allocation fraction. However, if the calculation results in an annual allocation that exceeds \$50,000 per FTE resident, the hospital's annual allocation will be reduced to a sum that equals \$50,000 per FTE resident and the excess funds will be redistributed to participating hospitals whose annual allocation does not exceed \$50,000 per FTE resident.
- The AHCA is required to distribute to each participating hospital one-fourth of that hospital's annual allocation on the final business day of each quarter of a state fiscal year.
- The AHCA is authorized to adopt rules to administer the SMRP.

Section 5 of the bill amends s. 409.911, F.S., to revise the years of audited data to be used by the AHCA in calculating DSH program payments to hospitals for state Fiscal Year 2013-2014 by specifying the use of data from 2005, 2006, and 2007.

Section 6 of the bill amends s. 409.9118, F.S., to authorize DSH funding under the DSH for Specialty Hospitals Program for hospitals that are under contract with the DOH to admit tuberculosis patients on an inpatient basis who have active tuberculosis or a history of noncompliance with the treatment of tuberculosis.

Section 7 of the bill provides that the bill takes effect July 1, 2013.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

Hospitals may experience differences in Medicaid reimbursements after the transition to DRGs and the implementation of the SMRP begin on July 1, 2013. To the extent that hospitals treat tuberculosis patients who would have been admitted to A.G. Holley, such hospitals will receive funding from the DSH for Specialty Hospitals Program that they otherwise would not have received.

C. Government Sector Impact:

The AHCA's plan to transition from a cost-based system to a DRG-based system for hospital inpatient reimbursement was required to be budget neutral. GME costs are removed from direct hospital reimbursement for Medicaid services and transferred to the SMRP. The Senate proposed General Appropriations Bill for the 2013-2014 fiscal year includes an additional \$8.5 million in recurring general revenue and \$12 million in recurring federal match for the SMRP.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

- B. **Amendments:**

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

FOR CONSIDERATION By the Committee on Appropriations

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1 A bill to be entitled
 2 An act relating to Medicaid; amending s. 395.602,
 3 F.S.; providing that certain rural hospitals remain
 4 rural hospitals under specified circumstances;
 5 amending s. 409.905, F.S.; requiring the Agency for
 6 Health Care Administration to implement a prospective
 7 payment system for inpatient hospital services using
 8 diagnosis-related groups (DRGs); deleting provisions
 9 directing the agency to develop a plan to convert
 10 hospital reimbursement for inpatient services to a
 11 prospective payment system; requiring hospital
 12 reimbursement for outpatient services to be based on
 13 allowable costs; providing that adjustments may not be
 14 made after a certain date; providing for the
 15 reconciliation of errors in source data or
 16 calculations; amending s. 409.908, F.S.; revising
 17 exceptions to limitations on hospital reimbursement
 18 for inpatient services; providing parameters for
 19 submission of letters of agreement by local
 20 governmental entities to the agency relating to funds
 21 for special payments; creating s. 409.909, F.S.;
 22 establishing the Statewide Medicaid Residency Program;
 23 providing the purposes of the program; providing
 24 definitions; providing a formula and limitations for
 25 allocating funds to participating hospitals;
 26 authorizing the agency to adopt rules; amending s.
 27 409.911, F.S.; updating references to data used for
 28 calculations in the disproportionate share program;
 29 amending s. 409.9118, F.S.; amending parameters for

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30 the disproportionate share program for specialty
 31 hospitals; limiting reimbursement to tuberculosis
 32 services provided under contract with the Department
 33 of Health; providing an effective date.
 34

35 Be It Enacted by the Legislature of the State of Florida:
 36

37 Section 1. Paragraph (e) of subsection (2) of section
 38 395.602, Florida Statutes, is amended to read:

39 395.602 Rural hospitals.—

40 (2) DEFINITIONS.—As used in this part:

41 (e) "Rural hospital" means an acute care hospital licensed
 42 under this chapter, ~~which has having~~ 100 or fewer licensed beds
 43 and an emergency room, ~~and which~~ is:

44 1. The sole provider within a county that has ~~with~~ a
 45 population density of up to ~~no greater than~~ 100 persons per
 46 square mile;

47 2. An acute care hospital, in a county that has ~~with~~ a
 48 population density of up to ~~no greater than~~ 100 persons per
 49 square mile, which is at least 30 minutes of travel time, on
 50 normally traveled roads under normal traffic conditions, from
 51 any other acute care hospital within the same county;

52 3. A hospital supported by a tax district or subdistrict
 53 whose boundaries encompass a population of 100 ~~persons~~ or fewer
 54 persons per square mile;

55 4. A hospital in a constitutional charter county that has
 56 ~~with~~ a population of more than ~~over~~ 1 million persons ~~which that~~
 57 has imposed a local option health service tax pursuant to law
 58 and in an area that was directly impacted by a catastrophic

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59 event on August 24, 1992, for which the Governor of Florida
60 declared a state of emergency pursuant to chapter 125, and has
61 120 ~~beds~~ or fewer beds which less than serves an agricultural
62 community that has with an emergency room utilization of at
63 least no less than 20,000 visits and a Medicaid inpatient
64 utilization rate greater than 15 percent;

65 5. A hospital that has with a service area that has a
66 population of 100 ~~persons~~ or fewer persons per square mile. As
67 used in this subparagraph, the term "service area" means the
68 fewest number of zip codes that account for 75 percent of the
69 hospital's discharges for the most recent 5-year period, based
70 on information available from the hospital inpatient discharge
71 database in the Florida Center for Health Information and Policy
72 Analysis at the agency ~~for Health Care Administration~~; or

73 6. A hospital designated as a critical access hospital, as
74 defined in s. 408.07~~(15)~~.

75
76 Population densities used in this paragraph must be based upon
77 the most recently completed United States census. A hospital
78 that received funds under s. 409.9116 for a quarter beginning no
79 later than July 1, 2002, is deemed to have been and shall
80 continue to be a rural hospital from that date through June 30,
81 2015, if the hospital continues to have 100 or fewer licensed
82 beds and an emergency room, or meets the criteria of
83 subparagraph 4. An acute care hospital that has not previously
84 been designated as a rural hospital and that meets the criteria
85 of this paragraph shall be granted such designation upon
86 application, including supporting documentation, to the agency
87 ~~for Health Care Administration~~. A hospital that was licensed as

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88 a rural hospital during the 2010-2011 or 2011-2012 fiscal year
89 shall continue to be a rural hospital from the date of
90 designation through June 30, 2015, if the hospital continues to
91 have 100 or fewer licensed beds and an emergency room.

92 Section 2. Paragraphs (c), (d), and (f) of subsection (5)
93 and subsection (6) of section 409.905, Florida Statutes, are
94 amended to read:

95 409.905 Mandatory Medicaid services.—The agency may make
96 payments for the following services, which are required of the
97 state by Title XIX of the Social Security Act, furnished by
98 Medicaid providers to recipients who are determined to be
99 eligible on the dates on which the services were provided. Any
100 service under this section shall be provided only when medically
101 necessary and in accordance with state and federal law.
102 Mandatory services rendered by providers in mobile units to
103 Medicaid recipients may be restricted by the agency. Nothing in
104 this section shall be construed to prevent or limit the agency
105 from adjusting fees, reimbursement rates, lengths of stay,
106 number of visits, number of services, or any other adjustments
107 necessary to comply with the availability of moneys and any
108 limitations or directions provided for in the General
109 Appropriations Act or chapter 216.

110 (5) HOSPITAL INPATIENT SERVICES.—The agency shall pay for
111 all covered services provided for the medical care and treatment
112 of a recipient who is admitted as an inpatient by a licensed
113 physician or dentist to a hospital licensed under part I of
114 chapter 395. However, the agency shall limit the payment for
115 inpatient hospital services for a Medicaid recipient 21 years of
116 age or older to 45 days or the number of days necessary to

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117 comply with the General Appropriations Act. Effective August 1,
118 2012, the agency shall limit payment for hospital emergency
119 department visits for a nonpregnant Medicaid recipient 21 years
120 of age or older to six visits per fiscal year.

121 (c) The agency shall implement a prospective payment
122 methodology for establishing base reimbursement rates for
123 inpatient hospital services each hospital based on allowable
124 costs, as defined by the agency. Rates shall be calculated
125 annually and take effect July 1 of each year ~~based on the most~~
126 ~~recent complete and accurate cost report submitted by each~~
127 ~~hospital.~~ The methodology shall categorize each inpatient
128 admission into a diagnosis-related group (DRG) and assign a
129 relative payment weight to be used to adjust the base rate
130 according to the average relative amount of hospital resources
131 used to treat a patient in a specific DRG category. The agency
132 may adopt the most recent relative weights calculated and made
133 available by the Nationwide Inpatient Sample maintained by the
134 Agency for Healthcare Research and Quality or may adopt
135 alternative weights if the agency finds that Florida-specific
136 weights deviate with statistical significance from national
137 weights for high-volume DRGs. The agency shall establish a
138 single, uniform base rate for all hospitals unless specifically
139 exempt pursuant to s. 409.908(1). The uniform base rate is
140 limited by the hospital inpatient appropriation specified in the
141 General Appropriations Act before the inclusion of
142 intergovernmental transfers, authorized under s. 409.908(1) or
143 under the General Appropriations Act, which may be provided in
144 order to adjust inpatient reimbursement.

145 1. Adjustments may not be made to the rates after October

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146 31 of the state fiscal year in which the rates take effect,
147 except for cases of insufficient collections of
148 intergovernmental transfers authorized under s. 409.908(1) or
149 the General Appropriations Act. In such cases, the agency shall
150 submit a budget amendment or amendments under chapter 216
151 requesting approval of rate reductions by amounts necessary for
152 the aggregate reduction to equal the dollar amount of
153 intergovernmental transfers not collected and the corresponding
154 federal match. Notwithstanding the \$1 million limitation on
155 increases to an approved operating budget contained in ss.
156 216.181(11) and 216.292(3), a budget amendment exceeding that
157 dollar amount is subject to notice and objection procedures set
158 forth in s. 216.177.

159 2. Errors in source data or calculations ~~cost reporting or~~
160 ~~calculation of rates~~ discovered after October 31 must be
161 reconciled in a subsequent rate period. However, the agency may
162 not make any adjustment to a hospital's reimbursement ~~rate~~ more
163 than 5 years after a hospital is notified of an audited rate
164 established by the agency. The prohibition against adjustments
165 ~~requirement that the agency may not make any adjustment to a~~
166 ~~hospital's reimbursement rate more than 5 years after~~
167 ~~notification a hospital is notified of an audited rate~~
168 ~~established by the agency~~ is remedial and applies to actions by
169 providers involving Medicaid claims for hospital services.
170 Hospital reimbursement is ~~rates are~~ subject to such limits or
171 ceilings as may be established in law or described in the
172 agency's hospital reimbursement plan. Specific exemptions to the
173 limits or ceilings may be provided in the General Appropriations
174 Act.

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175 (d) The agency shall implement a comprehensive utilization
 176 management program for hospital neonatal intensive care stays in
 177 certain high-volume participating hospitals, select counties, or
 178 statewide, and replace existing hospital inpatient utilization
 179 management programs for neonatal intensive care admissions. The
 180 program shall be designed to manage appropriate admissions and
 181 discharges the lengths of stay for children being treated in
 182 neonatal intensive care units and must seek ~~the earliest~~
 183 medically appropriate discharge to the child's home or other
 184 less costly treatment setting. The agency may competitively bid
 185 a contract for the selection of a qualified organization to
 186 provide neonatal intensive care utilization management services.
 187 The agency may seek federal waivers to implement this
 188 initiative.

189 (f) The agency shall develop a plan to convert Medicaid
 190 inpatient hospital rates to a prospective payment system that
 191 categorizes each case into diagnostic related groups (DRG) and
 192 assigns a payment weight based on the average resources used to
 193 treat Medicaid patients in that DRG. To the extent possible, the
 194 agency shall propose an adaptation of an existing prospective
 195 payment system, such as the one used by Medicare, and shall
 196 propose such adjustments as are necessary for the Medicaid
 197 population and to maintain budget neutrality for inpatient
 198 hospital expenditures.

199 ~~1. The plan must:~~

200 ~~a. Define and describe DRGs for inpatient hospital care~~
 201 ~~specific to Medicaid in this state;~~

202 ~~b. Determine the use of resources needed for each DRG;~~

203 ~~c. Apply current statewide levels of funding to DRGs based~~

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204 ~~on the associated resource value of DRGs. Current statewide~~
 205 ~~funding levels shall be calculated both with and without the use~~
 206 ~~of intergovernmental transfers;~~

207 ~~d. Calculate the current number of services provided in the~~
 208 ~~Medicaid program based on DRGs defined under this subparagraph;~~

209 ~~e. Estimate the number of cases in each DRG for future~~
 210 ~~years based on agency data and the official workload estimates~~
 211 ~~of the Social Services Estimating Conference;~~

212 ~~f. Calculate the expected total Medicaid payments in the~~
 213 ~~current year for each hospital with a Medicaid provider~~
 214 ~~agreement, based on the DRGs and estimated workload;~~

215 ~~g. Propose supplemental DRG payments to augment hospital~~
 216 ~~reimbursements based on patient acuity and individual hospital~~
 217 ~~characteristics, including classification as a children's~~
 218 ~~hospital, rural hospital, trauma center, burn unit, and other~~
 219 ~~characteristics that could warrant higher reimbursements, while~~
 220 ~~maintaining budget neutrality; and~~

221 ~~h. Estimate potential funding for each hospital with a~~
 222 ~~Medicaid provider agreement for DRGs defined pursuant to this~~
 223 ~~subparagraph and supplemental DRG payments using current funding~~
 224 ~~levels, calculated both with and without the use of~~
 225 ~~intergovernmental transfers.~~

226 ~~2. The agency shall engage a consultant with expertise and~~
 227 ~~experience in the implementation of DRG systems for hospital~~
 228 ~~reimbursement to develop the DRG plan under subparagraph 1.~~

229 ~~3. The agency shall submit the DRG plan, identifying all~~
 230 ~~steps necessary for the transition and any costs associated with~~
 231 ~~plan implementation, to the Governor, the President of the~~
 232 ~~Senate, and the Speaker of the House of Representatives no later~~

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233 ~~than January 1, 2013. The plan shall include a timeline~~
 234 ~~necessary to complete full implementation by July 1, 2013. If,~~
 235 ~~during implementation of this paragraph, the agency determines~~
 236 ~~that these timeframes might not be achievable, the agency shall~~
 237 ~~report to the Legislative Budget Commission the status of its~~
 238 ~~implementation efforts, the reasons the timeframes might not be~~
 239 ~~achievable, and proposals for new timeframes.~~

240 (6) HOSPITAL OUTPATIENT SERVICES.—

241 (a) The agency shall pay for preventive, diagnostic,
 242 therapeutic, or palliative care and other services provided to a
 243 recipient in the outpatient portion of a hospital licensed under
 244 part I of chapter 395, and provided under the direction of a
 245 licensed physician or licensed dentist, except that payment for
 246 such care and services is limited to \$1,500 per state fiscal
 247 year per recipient, unless an exception has been made by the
 248 agency, or the services were provided to and with the exception
 249 of a Medicaid recipient under age 21, in which case the only
 250 limitation is medical necessity.

251 (b) The agency shall implement a methodology for
 252 establishing base reimbursement rates for outpatient services
 253 for each hospital based on allowable costs, as defined by the
 254 agency. Rates shall be calculated annually and take effect July
 255 1 of each year based on the most recent complete and accurate
 256 cost report submitted by each hospital.

257 1. Adjustments may not be made to the rates after October
 258 31 of the state fiscal year in which the rates take effect,
 259 except for cases of insufficient collections of
 260 intergovernmental transfers authorized under s. 409.908(1) or
 261 the General Appropriations Act. In such cases, the agency shall

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262 submit a budget amendment or amendments under chapter 216
 263 requesting approval of rate reductions by amounts necessary for
 264 the aggregate reduction to equal the dollar amount of
 265 intergovernmental transfers not collected and the corresponding
 266 federal match. Notwithstanding the \$1 million limitation on
 267 increases to an approved operating budget under ss. 216.181(11)
 268 and 216.292(3), a budget amendment exceeding that dollar amount
 269 is subject to notice and objection procedures set forth in s.
 270 216.177.

271 2. Errors in source data or calculations discovered after
 272 October 31 must be reconciled in a subsequent rate period.
 273 However, the agency may not make any adjustment to a hospital's
 274 reimbursement more than 5 years after a hospital is notified of
 275 an audited rate established by the agency. The prohibition
 276 against adjustments 5 years after notification is remedial and
 277 applies to actions by providers involving Medicaid claims for
 278 hospital services. Hospital reimbursement is subject to such
 279 limits or ceilings as may be established in law or described in
 280 the agency's hospital reimbursement plan. Specific exemptions to
 281 the limits or ceilings may be provided in the General
 282 Appropriations Act.

283 Section 3. Paragraph (a) of subsection (1) of section
 284 409.908, Florida Statutes, is amended to read:

285 409.908 Reimbursement of Medicaid providers.—Subject to
 286 specific appropriations, the agency shall reimburse Medicaid
 287 providers, in accordance with state and federal law, according
 288 to methodologies set forth in the rules of the agency and in
 289 policy manuals and handbooks incorporated by reference therein.
 290 These methodologies may include fee schedules, reimbursement

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291 methods based on cost reporting, negotiated fees, competitive
 292 bidding pursuant to s. 287.057, and other mechanisms the agency
 293 considers efficient and effective for purchasing services or
 294 goods on behalf of recipients. If a provider is reimbursed based
 295 on cost reporting and submits a cost report late and that cost
 296 report would have been used to set a lower reimbursement rate
 297 for a rate semester, then the provider's rate for that semester
 298 shall be retroactively calculated using the new cost report, and
 299 full payment at the recalculated rate shall be effected
 300 retroactively. Medicare-granted extensions for filing cost
 301 reports, if applicable, shall also apply to Medicaid cost
 302 reports. Payment for Medicaid compensable services made on
 303 behalf of Medicaid eligible persons is subject to the
 304 availability of moneys and any limitations or directions
 305 provided for in the General Appropriations Act or chapter 216.
 306 Further, nothing in this section shall be construed to prevent
 307 or limit the agency from adjusting fees, reimbursement rates,
 308 lengths of stay, number of visits, or number of services, or
 309 making any other adjustments necessary to comply with the
 310 availability of moneys and any limitations or directions
 311 provided for in the General Appropriations Act, provided the
 312 adjustment is consistent with legislative intent.

313 (1) Reimbursement to hospitals licensed under part I of
 314 chapter 395 must be made prospectively or on the basis of
 315 negotiation.

316 (a) Reimbursement for inpatient care is limited as provided
 317 ~~for~~ in s. 409.905(5), except for the following:

318 1. If authorized by the General Appropriations Act, the
 319 agency may modify reimbursement for specific types of services

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320 or diagnoses, recipient ages, and hospital provider types ~~The~~
 321 ~~raising of rate reimbursement caps, excluding rural hospitals.~~

322 2. While maintaining budget neutrality, the agency may
 323 modify reimbursement to any provider determined to be a long-
 324 term acute care hospital ~~Recognition of the costs of graduate~~
 325 ~~medical education.~~

326 3. The agency may establish an alternative methodology to
 327 the DRG-based prospective payment system to set reimbursement
 328 rates for:

329 a. State-owned psychiatric hospitals.

330 b. Newborn hearing screening services.

331 c. Transplant services for which the agency has established
 332 a global fee.

333 d. Recipients who have tuberculosis that is resistant to
 334 therapy who are in need of long-term, hospital-based treatment
 335 ~~Other methodologies recognized in the General Appropriations~~
 336 ~~Act.~~

337
 338 During the years funds are transferred from the Department of
 339 Health, any reimbursement supported by such funds is ~~shall be~~
 340 subject to certification by the Department of Health that the
 341 hospital has complied with s. 381.0403. The agency may ~~is~~
 342 ~~authorized to~~ receive funds from state entities, including, but
 343 not limited to, the Department of Health, local governments, and
 344 other local political subdivisions, for the purpose of making
 345 special exception payments, including federal matching funds,
 346 through the Medicaid inpatient reimbursement methodologies.
 347 Funds received ~~from state entities or local governments~~ for this
 348 purpose shall be separately accounted for and may ~~shall~~ not be

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349 commingled with other state or local funds in any manner. The
 350 agency may certify all local governmental funds used as state
 351 match under Title XIX of the Social Security Act, to the extent
 352 and in the manner authorized under ~~that the identified local~~
 353 ~~health care provider that is otherwise entitled to and is~~
 354 ~~contracted to receive such local funds is the benefactor under~~
 355 ~~the state's Medicaid program as determined under~~ the General
 356 Appropriations Act and pursuant to an agreement between the
 357 agency ~~for Health Care Administration~~ and the local governmental
 358 entity. In order for the agency to certify such local
 359 governmental funds, a local governmental entity must submit a
 360 final, executed letter of agreement to the agency, which must be
 361 received by October 1 of each fiscal year and provide the total
 362 amount of local governmental funds authorized by the entity for
 363 that fiscal year under this paragraph, paragraph (b), or the
 364 General Appropriations Act. The local governmental entity shall
 365 use a certification form prescribed by the agency. At a minimum,
 366 the certification form must ~~shall~~ identify the amount being
 367 certified and describe the relationship between the certifying
 368 local governmental entity and the local health care provider.
 369 The agency shall prepare an annual statement of impact which
 370 documents the specific activities undertaken during the previous
 371 fiscal year pursuant to this paragraph, to be submitted to the
 372 Legislature annually by ~~no later than~~ January 1, ~~annually~~.

373 Section 4. Section 409.909, Florida Statutes, is created to
 374 read:

375 409.909 Statewide Medicaid Residency Program.—

376 (1) The Statewide Medicaid Residency Program is established
 377 to improve the quality of care and access to care for Medicaid

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378 recipients, expand graduate medical education on an equitable
 379 basis, and increase the supply of highly trained physicians
 380 statewide. The agency shall make payments to hospitals licensed
 381 under part I of chapter 395 for graduate medical education
 382 associated with the Medicaid program. This system of payments is
 383 designed to generate federal matching funds under Medicaid and
 384 distribute the resulting funds to participating hospitals on a
 385 quarterly basis in each fiscal year for which an appropriation
 386 is made.

387 (2) On or before September 15 of each year, the agency
 388 shall calculate an allocation fraction to be used for
 389 distributing funds to participating hospitals. On the final
 390 business day of each quarter of a state fiscal year, the agency
 391 shall distribute to each participating hospital one-fourth of
 392 that hospital's annual allocation calculated under subsection
 393 (4). The allocation fraction for each participating hospital is
 394 based on the hospital's number of full-time equivalent residents
 395 and the amount of its Medicaid payments. As used in this
 396 section, the term:

397 (a) "Full-time equivalent," or "FTE," means a resident who
 398 is in his or her initial residency period, which is defined as
 399 the minimum number of years of training required before the
 400 resident may become eligible for board certification by the
 401 American Osteopathic Association Bureau of Osteopathic
 402 Specialists or the American Board of Medical Specialties in the
 403 specialty in which he or she first began training, not to exceed
 404 5 years. A resident training beyond the initial residency period
 405 is counted as half of one FTE, unless his or her chosen
 406 specialty is in general surgery or primary care, in which case

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407 the resident is counted as 1.0 FTE. For the purposes of this
 408 section, primary care specialties include:
 409 1. Family medicine;
 410 2. General internal medicine;
 411 3. General pediatrics;
 412 4. Preventive medicine;
 413 5. Geriatric medicine;
 414 6. Osteopathic general practice;
 415 7. Obstetrics and gynecology; and
 416 8. Emergency medicine.
 417 (b) "Medicaid payments" means payments made to reimburse a
 418 hospital for direct inpatient services during the fiscal year
 419 preceding the date on which the allocation factor is calculated,
 420 as determined by the agency.
 421 (c) "Resident" means a medical intern, fellow, or resident
 422 enrolled in a program accredited by the Accreditation Council
 423 for Graduate Medical Education, the American Association of
 424 Colleges of Osteopathic Medicine, or the American Osteopathic
 425 Association at the beginning of the state fiscal year during
 426 which the allocation fraction is calculated, as reported by the
 427 hospital to the agency.
 428 (3) The agency shall use the following formula to calculate
 429 a participating hospital's allocation fraction:
 430
 431
$$\text{HAF} = [0.9 \times (\text{HFTE}/\text{TFTE})] + [0.1 \times (\text{HMP}/\text{TMP})]$$

 432
 433 Where:
 434 HAF=A hospital's allocation fraction.
 435 HFTE=A hospital's total number of FTE residents.

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436 TFTE=The total FTE residents for all participating
 437 hospitals.
 438 HMP=A hospital's Medicaid payments.
 439 TMP=The total Medicaid payments for all participating
 440 hospitals.
 441
 442 (4) A hospital's annual allocation shall be calculated by
 443 multiplying the funds appropriated for the Statewide Medicaid
 444 Residency Program in the General Appropriations Act by that
 445 hospital's allocation fraction. If the calculation results in an
 446 annual allocation that exceeds \$50,000 per FTE resident, the
 447 hospital's annual allocation shall be reduced to a sum equaling
 448 no more than \$50,000 per FTE resident. The funds calculated for
 449 that hospital in excess of \$50,000 per FTE resident shall be
 450 redistributed to participating hospitals whose annual allocation
 451 does not exceed \$50,000 per FTE resident, using the same
 452 methodology and payment schedule specified in this section.
 453 (5) The agency may adopt rules to administer this section.
 454 Section 5. Paragraph (a) of subsection (2) of section
 455 409.911, Florida Statutes, is amended to read:
 456 409.911 Disproportionate share program.—Subject to specific
 457 allocations established within the General Appropriations Act
 458 and any limitations established pursuant to chapter 216, the
 459 agency shall distribute, pursuant to this section, moneys to
 460 hospitals providing a disproportionate share of Medicaid or
 461 charity care services by making quarterly Medicaid payments as
 462 required. Notwithstanding the provisions of s. 409.915, counties
 463 are exempt from contributing toward the cost of this special
 464 reimbursement for hospitals serving a disproportionate share of

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465 low-income patients.

466 (2) The Agency for Health Care Administration shall use the
467 following actual audited data to determine the Medicaid days and
468 charity care to be used in calculating the disproportionate
469 share payment:

470 (a) The average of the ~~2004, 2005, and 2006, and 2007~~
471 audited disproportionate share data to determine each hospital's
472 Medicaid days and charity care for the 2013-2014 ~~2012-2013~~ state
473 fiscal year.

474 Section 6. Section 409.9118, Florida Statutes, is amended
475 to read:

476 409.9118 Disproportionate share program for specialty
477 hospitals.-The agency ~~for Health Care Administration~~ shall
478 design and implement a system of making disproportionate share
479 payments to ~~these~~ hospitals under contract with the Department
480 of Health to provide licensed in accordance with part I of
481 ~~chapter 395 as a~~ specialty hospital services and which meet all
482 requirements specified listed in subsection (2). Notwithstanding
483 s. 409.915, counties are exempt from contributing toward the
484 cost of this special reimbursement for patients.

485 (1) The following formula shall be used by the agency to
486 calculate the total amount earned for hospitals that participate
487 under this section:

$$488 \qquad \qquad \qquad \text{TAE} = (\text{MD}/\text{TMD}) \times \text{TA}$$

491 Where:

492 TAE=total amount earned by a specialty hospital.

493 TA=total appropriation for payments to hospitals that

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494 qualify under this program.

495 MD=total Medicaid days for each qualifying hospital.

496 TMD=total Medicaid days for all hospitals that qualify
497 under this program.

498
499 (2) In order to receive payments under this section, a
500 hospital must be licensed in accordance with part I of chapter
501 395, to participate in the Florida Title XIX program, and meet
502 the following requirements:

503 (a) Be certified or certifiable to be a provider of Title
504 XVIII services.

505 (b) Restrict services to tuberculosis services for patients
506 who were initially referred to the Department of Health's
507 tuberculosis control services program ~~Receive all of its~~
508 ~~inpatient clients through referrals or admissions~~ from county
509 public health departments, as defined in chapter 154, and which
510 are provided pursuant to a contract with the department for
511 admissions and treatment.

512 (c) Require a diagnosis for the control of a communicable
513 disease for all admissions for inpatient tuberculosis treatment
514 provided pursuant to a contract with the Department of Health.

515 Section 7. This act shall take effect July 1, 2013.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SPB 7060

INTRODUCER: For consideration by the Appropriations Committee

SUBJECT: Fee Redirect

DATE: April 3, 2013

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Carey	Hansen		Submitted as committee bill
2.				
3.				
4.				
5.				
6.				

I. Summary:

SPB 7060 redirects a portion of the existing fee, or surcharge, collected on an annual vehicle license registration from the State Transportation Trust Fund to the Highway Safety Operating Trust Fund. The purpose of the fee redirect is to provide a recurring revenue source to the DHSMV to offset costs of the Office of Motor Carrier Compliance. This bill conforms statutes relating to the Department of Transportation (FDOT) and the Department of Highway Safety and Motor Vehicles to the Senate Proposed General Appropriations Bill, SPB 7040.

The bill will have a negative revenue impact of \$12.9 million for FY 2013-14 on the State Transportation Trust Fund and a corresponding positive revenue impact on the Highway Safety Operating Trust Fund.

This bill substantially amends section 320.0804, Florida Statutes.

II. Present Situation:

Florida Highway Patrol Office of Motor Carrier Compliance

The Office of Motor Carrier Compliance was transferred from the FDOT to the Department of Highway Safety and Motor Vehicles (DHSMV) pursuant to chs. 2011-66 and 69, L.O.F. The motor carrier compliance program was transferred to the DHSMV with no direct revenue source for funding the Motor Carrier Compliance program. Since the transfer of the program, the FDOT provides a revenue transfer from State Transportation Trust Fund utilizing budget authority provided in the General Appropriations Act.

The Office of Motor Carrier Compliance is a separate budget entity within the DHSMV's Florida Highway Patrol (FHP). Motor Carrier Compliance personnel are sworn law enforcement officers who enforce all commercial motor vehicle (CMV) laws and regulations pertaining to weight, size, traffic, safety, registration and licensing, fuel use taxes, hazardous materials and CMV contraband interdiction. In addition to the law enforcement unit at the DHSMV, civilian weight inspectors with FDOT continue to operate twenty-one fixed scale weigh stations on the interstate highways and State Highway System. They enforce weight and size limits, fuel tax requirements and commercial vehicle registration and licensing laws.

The FHP commercial vehicle enforcement officers are equipped with portable scales and the necessary equipment for performing safety inspections. They inspect commercial motor vehicles for weight violations and conduct compliance review for safety and hazardous violations in all geographic areas including weigh stations and bypass routes. Due to passenger cars causing a majority of the crashes involving commercial vehicles, non-commercial motor vehicle traffic enforcement efforts have increased, i.e., speed details in work zones, high crash corridors, and aggressive driving.

The Office of Motor Carrier Compliance has a recurring base budget of \$32,217,226 for the 2013-2014 fiscal year. In addition to revenues from FDOT, a Federal Motor Carrier Safety Assistance Grant Program (MCSAP) provides about \$10 million annually in federal funds.

Surcharge on License Tax

The surcharge on the annual vehicle registration license tax is an existing fee of \$4.00. Of this amount, \$2.00 is deposited into the General Revenue Fund, and \$2.00 is deposited into the State Transportation Fund.¹

III. Effect of Proposed Changes:

This bill will redirect \$1.00 of the \$2.00 license tax surcharge which is currently deposited in the State Transportation Trust Fund from that fund into the Highway Safety Operating Trust Fund.

The Senate Proposed General Appropriations eliminates recurring budget authority of \$21,021,798, in the FDOT budget which provides for the transfer of revenues to the DHSMV for the Motor Carrier Compliance Program.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

¹ Section 320.0804, F.S.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None

C. Government Sector Impact:

The Impact Conference has not reviewed this bill, however, the unofficial estimated revenue impact of the fee redirect is shown below, as provided by the Department of Highway Safety and Motor Vehicles, and is based on the current forecast from the February 2013 Highway Safety Fee Estimating Conference. The revenues below include biennial registration fees and are based on an October 1, 2013 effective date.

<u>REVENUES</u>	<u>FY 12-13</u>	<u>FY 13-14</u>	<u>FY 14-15</u>
General Revenue Fund	\$35,317,140	\$36,188,128	\$37,083,232
State Transportation TF	\$35,317,140	\$23,255,742	\$18,523,271
Highway Safety Operation TF	\$0	\$12,932,386	\$18,229,961

The fiscal impact to the FDOT's recurring base budget relating to the transfer of funds is shown below.

State Transportation Trust Fund	\$20,835,343	(\$21,021,798)	\$0
---------------------------------	--------------	----------------	-----

The October 1, 2013 implementation date will allow the DHSMV to make necessary programming changes related to fee distributions. The workload can be absorbed within existing resources.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

- B. **Amendments:**

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

FOR CONSIDERATION By the Committee on Appropriations

576-02355-13

20137060__

1 A bill to be entitled

2 An act relating to the Department of Highway Safety
3 and Motor Vehicles; amending s. 320.0804, F.S.;
4 revising and directing the distribution of the vehicle
5 license tax surcharge into the State Transportation
6 Trust Fund and the Highway Safety Operating Trust
7 Fund; providing an effective date.

8
9 Be It Enacted by the Legislature of the State of Florida:

10
11 Section 1. Section 320.0804, Florida Statutes, is amended
12 to read:

13 320.0804 Surcharge on license tax; ~~transportation~~ trust
14 funds fund.—There is hereby levied and imposed on each license
15 tax imposed under s. 320.08, except those set forth in s.
16 320.08(11), a surcharge in the amount of \$4, which shall be
17 collected in the same manner as the license tax. Of this amount,
18 \$1 ~~\$2~~ shall be deposited into the State Transportation Trust
19 Fund, \$1 shall be deposited into the Highway Safety Operating
20 Trust Fund, and \$2 shall be deposited into the General Revenue
21 Fund.

22 Section 2. This act shall take effect October 1, 2013.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: CS/SB 444

INTRODUCER: Community Affairs Committee and Senator Diaz de la Portilla

SUBJECT: Domestic Wastewater Discharged through Ocean Outfalls

DATE: April 4, 2013 **REVISED:** _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Gudeman	Uchino	EP	Favorable
2.	Anderson	Yeatman	CA	Fav/CS
3.	Howard	DeLoach	AGG	Favorable
4.	Howard	Hansen	AP	Favorable
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

Please see Section VIII. for Additional Information:

A. COMMITTEE SUBSTITUTE..... Statement of Substantial Changes

B. AMENDMENTS..... Technical amendments were recommended

Amendments were recommended

Significant amendments were recommended

I. Summary:

CS/SB 444 allows utilities additional flexibility to meet the 60 percent reuse requirement and to continue to discharge peak flows up to five percent of utilities' baseline flows, through ocean outfalls. The bill requires utilities to provide supplemental information on costs and options in their detailed plans in order to meet the requirements of s. 403.086(9), F.S. Finally, the bill requires the utilities, the Department of Environmental Protection (DEP) and the South Florida Water Management District (SFWMD) to evaluate the detailed plans and recommend adjustments to the Legislature, if necessary, to the reuse requirements.

The bill has no fiscal impact on the DEP or the SFWMD. Within the affected counties of Miami-Dade, Broward, and Palm Beach, significant cost reductions for wastewater utilities implementing the 60 percent reuse requirement are anticipated. See Section V.

The effective date of the bill is July 1, 2013.

This bill substantially amends section 403.086, Florida Statutes.

II. Present Situation:

There are six domestic wastewater facilities in Palm Beach, Broward, and Miami-Dade counties discharging approximately 300 million gallons per day of treated domestic wastewater directly into the Atlantic Ocean through ocean outfalls.¹ The ocean outfall providing service to the cities of Boynton Beach and Delray Beach largely ceased discharges in early 2009.² Exceptions for this facility are allowed to handle peak, wet weather flows, during integrity testing of deep well injection and for emergencies.

Chapter 2008-232, L.O.F., prohibits construction of new ocean outfalls and requires that all six ocean outfalls in Florida cease discharging wastewater by December 31, 2025. In addition, wastewater facilities that discharged wastewater through an ocean outfall on July 1, 2008, are required to install a reuse system no later than December 31, 2025. The reuse systems must be capable of providing a minimum of 60 percent of the wastewater facilities' actual annual flow for beneficial reuse. The actual annual flow is calculated using the annual average flow through a wastewater facility's ocean outfall from 2003 through 2007.³

Wastewater facilities operating ocean outfalls may receive a significant portion of their annual average flow from other wastewater facilities located outside their direct service areas. SB 550, passed during the 2010 Regular Session,⁴ addressed the possibility of certain facilities not being able to comply with the 60 percent reuse requirement of s. 403.086(9)(c), F.S. The potential existed that flow received from outside their service areas could be diverted to other wastewater facilities that do not discharge through ocean outfalls, and therefore, diverting facilities would not have to comply with the 60 percent beneficial reuse requirement for ocean outfalls. In addition, current law requires discharges of wastewater through ocean outfalls after December 31, 2018, must meet advanced wastewater treatment (AWT) standards or equivalent processes.⁵

III. Effect of Proposed Changes:

Section 1 amends s. 403.086, F.S., to allow utilities to comply with the 60 percent reuse requirement from their entire service areas or by contract with another utility within Miami-Dade, Broward, or Palm Beach counties rather than just from ocean outfalls by 2025. This provision will allow utilities the flexibility to pursue the most cost-effective method to achieve 60 percent reuse for their service areas. However, it may also reduce the percentage of reuse derived from ocean outfalls. The bill specifies that only facilities which shared a common ocean outfall as of July 1, 2008, are required to meet the 60 percent reuse requirement individually but may contract to share or transfer this responsibility with other utilities. The department must approve the apportionment of the reuse generated from the new or expanded reuse system for facilities that contract with another utility and the reuse apportioned to each utility's requirement

¹ DEP, *Implementation of Chapter 2008-232, Laws of Florida Domestic Wastewater Ocean Outfalls* (June 2010), available at <http://www.dep.state.fl.us/water/wastewater/docs/ocean-outfall-2010.pdf> (last visited March 8, 2013).

² David Fleshler, *Flow of sewage to ocean ending*, Sun Sentinel (April 1, 2009), available at http://articles.sun-sentinel.com/2009-04-01/news/0903310461_1_outfall-pipe-treatment-plant (last visited March 8, 2013).

³ See s. 403.086(9)(c), F.S.

⁴ See ch. 2010-205, s. 38, Laws of Fla.

⁵ See s. 403.086(9)(b), F.S.

may not exceed the total reuse generated by the new or expanded reuse system. A utility must provide the department a copy of any contract with another utility that reflects an agreement between the utilities regarding the apportionment of reuse.

The bill allows utilities to continue backup discharges through ocean outfalls that are part of a functioning reuse system or other wastewater management system authorized by the DEP. Utilities may make backup discharges that:

- Do not cumulatively exceed five percent of total baseline flows measured as a five-year rolling average;
- Are subject to applicable secondary waste treatment and water-quality-based effluent limitations specified in department rules; and
- Are deemed to meet AWT when in compliance with the effluent limitations.

The bill defines “baseline flow” as “the annual average flow of domestic wastewater discharging through the facility’s ocean outfall, as determined by the department, using monitoring data available for calendar years 2003 through 2007.”

The bill updates the requirements for the detailed plans that utilities must develop by July 1, 2013. The new information included in the plan must identify:

- The technical, environmental and economic feasibility of various reuse options;
- An analysis of costs necessary for utilities to meet state and local water quality criteria; and
- A comparative cost estimate of achieving reuse requirements from ocean outfalls and other sources.

The plan must evaluate the demand for reuse in the context of future regional water supply demands, the availability of traditional sources of water, the need for alternative water supplies, the offset reuse will have on potable supplies, and other factors contained in the SFWMD’s Lower East Coast Regional Water Supply Plan.⁶ The plan is due to the department by July 1, 2013, with an update due by July 1, 2016.

Finally, the bill requires the DEP, the SFWMD and affected utilities to evaluate the detailed plans and recommend adjustments to the Legislature, if necessary, to the reuse requirements in this bill. The report is due to the Legislature by February 15, 2015.

Section 2 provides an effective date of July 1, 2013.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

⁶ SFWMD, *Lower East Coast Water Supply Plan* (2012), available at <http://www.sfwmd.gov/portal/page/portal/xweb%20-%20release%203%20water%20supply/lower%20east%20coast%20plan> (last visited March 8, 2013).

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

Water utility customers will benefit from the cost saving provisions in this bill for wastewater utilities. While the savings are indeterminate, they will likely be insignificant on an individual basis when spread over time for customers served by their utilities.

C. Government Sector Impact:

Wastewater utilities may see significant cost reductions in implementing the 60 percent reuse requirements for ocean outfalls by utilizing their entire service areas rather than only flows discharged through ocean outfalls. Allowing utilities to continue backup discharges up to five percent of their peak flows will also save costs. Finally, exempting five percent of utilities' peak flows from AWT standards if those discharges meet statutory requirements and the DEP rules on effluent limitations may also result in significant savings. The City of Hollywood, Broward and Miami-Dade counties have estimated that allowing peak flow discharges of five percent will save capital costs of \$150-200 million, \$300 million, and \$820 million, respectively.⁷

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Community Affairs on March 14, 2013:

The committee substitute requires a utility that contracts with another utility regarding

⁷ Information provided by Broward and Miami-Dade Counties, the City of Hollywood and the City of Boca Raton (on file with the Senate Committee on Environmental Preservation and Conservation).

apportionment of reuse to provide a copy of the contract to the Department of Environmental Protection. The CS also deletes an obsolete provision of law.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By the Committee on Community Affairs; and Senator Diaz de la Portilla

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2013444c1

1 A bill to be entitled
 2 An act relating to domestic wastewater discharged
 3 through ocean outfalls; amending s. 403.086, F.S.;
 4 revising the measurement standard for the wastewater
 5 flow; revising the requirements for installation of a
 6 functioning reuse system by a utility that had a
 7 permit for a domestic wastewater facility on a
 8 specified date to discharge through ocean outfall;
 9 revising the definition of the term "functioning reuse
 10 system"; changing the term "facility's actual flow on
 11 an annual basis" to "baseline flow"; revising plan
 12 requirements for the elimination of ocean outfalls;
 13 providing that certain utilities that shared a common
 14 ocean outfall on a specified date are individually
 15 responsible for meeting the reuse requirement;
 16 requiring that the Department of Environmental
 17 Protection approve certain apportionment of reuse if a
 18 facility contracts with another facility to install a
 19 functioning reuse system; requiring a facility that
 20 contracts with another facility to provide a copy of
 21 the contract to the department; revising provisions
 22 authorizing the backup discharge of domestic
 23 wastewater through ocean outfalls; requiring a holder
 24 of a department permit authorizing the discharge of
 25 domestic wastewater through an ocean outfall to submit
 26 certain information; deleting an obsolete provision;
 27 requiring the Department of Environmental Protection,
 28 the South Florida Water Management District, and
 29 affected utilities to consider certain information for

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30 the purpose of adjusting reuse requirements; requiring
 31 the department to submit a report to the Legislature;
 32 providing an effective date.
 33
 34 Be It Enacted by the Legislature of the State of Florida:
 35
 36 Section 1. Subsection (9) of section 403.086, Florida
 37 Statutes, is amended to read:
 38 403.086 Sewage disposal facilities; advanced and secondary
 39 waste treatment.—
 40 (9) The Legislature finds that the discharge of domestic
 41 wastewater through ocean outfalls wastes valuable water supplies
 42 that should be reclaimed for beneficial purposes to meet public
 43 and natural systems demands. The Legislature also finds that
 44 discharge of domestic wastewater through ocean outfalls
 45 compromises the coastal environment, quality of life, and local
 46 economies that depend on those resources. The Legislature
 47 declares that more stringent treatment and management
 48 requirements for such domestic wastewater and the subsequent,
 49 timely elimination of ocean outfalls as a primary means of
 50 domestic wastewater discharge are in the public interest.
 51 (a) The construction of new ocean outfalls for domestic
 52 wastewater discharge and the expansion of existing ocean
 53 outfalls for this purpose, along with associated pumping and
 54 piping systems, are prohibited. Each domestic wastewater ocean
 55 outfall shall be limited to the discharge capacity specified in
 56 the department permit authorizing the outfall in effect on July
 57 1, 2008, which discharge capacity shall not be increased.
 58 Maintenance of existing, department-authorized domestic

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59 wastewater ocean outfalls and associated pumping and piping
60 systems is allowed, subject to the requirements of this section.
61 The department is directed to work with the United States
62 Environmental Protection Agency to ensure that the requirements
63 of this subsection are implemented consistently for all domestic
64 wastewater facilities in the state Florida which discharge
65 through ocean outfalls.

66 (b) The discharge of domestic wastewater through ocean
67 outfalls must ~~shall~~ meet advanced wastewater treatment and
68 management requirements by no later than December 31, 2018. For
69 purposes of this subsection, the term "advanced wastewater
70 treatment and management requirements" means the advanced waste
71 treatment requirements set forth in subsection (4), a reduction
72 in outfall baseline loadings of total nitrogen and total
73 phosphorus which is equivalent to that which would be achieved
74 by the advanced waste treatment requirements in subsection (4),
75 or a reduction in cumulative outfall loadings of total nitrogen
76 and total phosphorus occurring between December 31, 2008, and
77 December 31, 2025, which is equivalent to that which would be
78 achieved if the advanced waste treatment requirements in
79 subsection (4) were fully implemented beginning December 31,
80 2018, and continued through December 31, 2025. The department
81 shall establish the average baseline loadings of total nitrogen
82 and total phosphorus for each outfall using monitoring data
83 available for calendar years 2003 through 2007 and ~~shall~~
84 establish required loading reductions based on this baseline.
85 The baseline loadings and required loading reductions of total
86 nitrogen and total phosphorus shall be expressed as an average
87 annual daily loading value. The advanced wastewater treatment

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88 and management requirements of this paragraph are ~~shall be~~
89 deemed ~~to be~~ met for any domestic wastewater facility
90 discharging through an ocean outfall on July 1, 2008, which has
91 installed by no later than December 31, 2018, a fully
92 operational reuse system comprising 100 percent of the
93 facility's baseline flow on an annual basis ~~average daily flow~~
94 for reuse activities authorized by the department.

95 (c) 1. Each utility that had a permit for a domestic
96 wastewater facility that discharged ~~discharges~~ through an ocean
97 outfall on July 1, 2008, must ~~shall~~ install, or cause to be
98 installed, a functioning reuse system within the utility's
99 service area or, by contract with another utility, within Miami-
100 Dade, Broward, or Palm Beach Counties by no later than December
101 31, 2025. For purposes of this subsection, a "functioning reuse
102 system" means an environmentally, economically, and technically
103 feasible system that provides a minimum of 60 percent of a ~~the~~
104 facility's baseline ~~actual~~ flow on an annual basis for
105 irrigation of public access areas, residential properties, or
106 agricultural crops; aquifer recharge; groundwater recharge;
107 industrial cooling; or other acceptable reuse purposes
108 authorized by the department. For purposes of this subsection,
109 the term "baseline flow" ~~"facility's actual flow on an annual~~
110 ~~basis"~~ means the annual average flow of domestic wastewater
111 discharging through the facility's ocean outfall, as determined
112 by the department, using monitoring data available for calendar
113 years 2003 through 2007.

114 2. Flows diverted from facilities to other facilities that
115 provide 100 percent reuse of the diverted flows ~~before~~ ~~prior to~~
116 December 31, 2025, are ~~shall be~~ considered to contribute to

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117 meeting the ~~60 percent~~ reuse requirement. For utilities
 118 operating more than one outfall, the reuse requirement ~~may can~~
 119 be apportioned between the met if the combined actual reuse
 120 flows from facilities served by the outfalls ~~is at least 60~~
 121 ~~percent of the sum of the total actual flows from the~~
 122 facilities, including flows diverted to other facilities for 100
 123 percent reuse ~~before prior to~~ December 31, 2025. Utilities that
 124 shared a common ocean outfall for the discharge of domestic
 125 wastewater on July 1, 2008, regardless of which utility operates
 126 the ocean outfall, are individually responsible for meeting the
 127 reuse requirement and may enter into binding agreements to share
 128 or transfer such responsibility among the utilities. If ~~in the~~
 129 ~~event~~ treatment in addition to the advanced wastewater treatment
 130 and management requirements described in paragraph (b) is needed
 131 ~~in order~~ to support a functioning reuse system, the ~~such~~
 132 treatment must ~~shall~~ be fully operational by ~~no later than~~
 133 December 31, 2025.

134 3. If a facility that discharges through an ocean outfall
 135 contracts with another utility to install a functioning reuse
 136 system, the department must approve any apportionment of the
 137 reuse generated from the new or expanded reuse system that is
 138 intended to satisfy all or a portion of the reuse requirements
 139 pursuant to subparagraph 1. If a contract is between two
 140 utilities that have reuse requirements pursuant to subparagraph
 141 1., the reuse apportioned to each utility's requirement may not
 142 exceed the total reuse generated by the new or expanded reuse
 143 system. A utility shall provide the department a copy of any
 144 contract with another utility that reflects an agreement between
 145 the utilities which is subject to the requirements of this

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146 subparagraph.

147 (d) The discharge of domestic wastewater through ocean
 148 outfalls is prohibited after December 31, 2025, except as a
 149 backup discharge that is part of a functioning reuse system or
 150 other wastewater management system authorized by the department
 151 ~~as provided for in paragraph (c)~~. Except as otherwise provided
 152 in this subsection, a backup discharge may occur only during
 153 periods of reduced demand for reclaimed water in the reuse
 154 system, such as periods of wet weather, or as the result of peak
 155 flows from other wastewater management systems, and must ~~shall~~
 156 comply with the advanced wastewater treatment and management
 157 requirements of paragraph (b). Peak flow backup discharges from
 158 other wastewater management systems may not cumulatively exceed
 159 5 percent of a facility's baseline flow, measured as a 5-year
 160 rolling average, and are subject to applicable secondary waste
 161 treatment and water-quality-based effluent limitations specified
 162 in department rules. If peak flow backup discharges are in
 163 compliance with the effluent limitations, the discharges are
 164 deemed to meet the advanced wastewater treatment and management
 165 requirements of this subsection.

166 (e) The holder of a department permit authorizing the
 167 discharge of domestic wastewater through an ocean outfall as of
 168 July 1, 2008, shall submit the following to the secretary of the
 169 department ~~the following~~:

170 1. A detailed plan to meet the requirements of this
 171 subsection, including the identification of the technical,
 172 environmental, and economic feasibility of various reuse
 173 options; the ~~an~~ identification of ~~each all~~ land acquisition and
 174 facility ~~facilities~~ necessary to provide for reuse of the

578-02391-13

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175 domestic wastewater; an analysis of the costs to meet the
 176 requirements, including the level of treatment necessary to
 177 satisfy state water quality requirements and local water quality
 178 considerations and a cost comparison of reuse using flows from
 179 ocean outfalls and flows from other domestic wastewater sources;
 180 and a financing plan for meeting the requirements, including
 181 identifying any actions necessary to implement the financing
 182 plan, such as bond issuance or other borrowing, assessments,
 183 rate increases, fees, other charges, or other financing
 184 mechanisms. The plan must evaluate reuse demand in the context
 185 of future regional water supply demands, the availability of
 186 traditional water supplies, the need for development of
 187 alternative water supplies, the degree to which various reuse
 188 options offset potable water supplies, and other factors
 189 considered in the Lower East Coast Regional Water Supply Plan of
 190 the South Florida Water Management District. The plan must ~~shall~~
 191 include a detailed schedule for the completion of all necessary
 192 actions and ~~shall~~ be accompanied by supporting data and other
 193 documentation. The plan must ~~shall~~ be submitted by ~~no later than~~
 194 July 1, 2013.

195 2. ~~By No later than~~ July 1, 2016, an update of the plan
 196 required in subparagraph 1. documenting any refinements or
 197 changes in the costs, actions, or financing necessary to
 198 eliminate the ocean outfall discharge in accordance with this
 199 subsection or a written statement that the plan is current and
 200 accurate.

201 (f) By December 31, 2009, and by December 31 every 5 years
 202 thereafter, the holder of a department permit authorizing the
 203 discharge of domestic wastewater through an ocean outfall shall

Page 7 of 9

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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204 submit to the secretary of the department a report summarizing
 205 the actions accomplished to date and the actions remaining and
 206 proposed to meet the requirements of this subsection, including
 207 progress toward meeting the specific deadlines set forth in
 208 paragraphs (b) through (e). The report shall include the
 209 detailed schedule for and status of the evaluation of reuse and
 210 disposal options, preparation of preliminary design reports,
 211 preparation and submittal of permit applications, construction
 212 initiation, construction progress milestones, construction
 213 completion, initiation of operation, and continuing operation
 214 and maintenance.

215 (g) ~~By No later than~~ July 1, 2010, and by July 1 every 5
 216 years thereafter, the department shall submit a report to the
 217 Governor, the President of the Senate, and the Speaker of the
 218 House of Representatives on the implementation of this
 219 subsection. In the report, the department shall summarize
 220 progress to date, including the increased amount of reclaimed
 221 water provided and potable water offsets achieved, and identify
 222 any obstacles to continued progress, including all instances of
 223 substantial noncompliance.

224 ~~(h) By February 1, 2012, the department shall submit a~~
 225 ~~report to the Governor and Legislature detailing the results and~~
 226 ~~recommendations from phases 1 through 3 of its ongoing study on~~
 227 ~~reclaimed water use.~~

228 ~~(h)(i)~~ The renewal of each permit that authorizes the
 229 discharge of domestic wastewater through an ocean outfall as of
 230 July 1, 2008, ~~must shall~~ be accompanied by an order in
 231 accordance with s. 403.088(2)(e) and (f) which establishes an
 232 enforceable compliance schedule consistent with the requirements

Page 8 of 9

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

578-02391-13

2013444c1

233 of this subsection.

234 ~~(i)~~ An entity that diverts wastewater flow from a
235 receiving facility that discharges domestic wastewater through
236 an ocean outfall must meet the ~~60 percent~~ reuse requirement of
237 paragraph (c). Reuse by the diverting entity of the diverted
238 flows shall be credited to the diverting entity. The diverted
239 flow shall also be correspondingly deducted from the receiving
240 facility's baseline actual flow ~~on an annual basis~~ from which
241 the required reuse is calculated pursuant to paragraph (c), and
242 the receiving facility's reuse requirement shall be recalculated
243 accordingly.

244

245 The department, the South Florida Water Management District, and
246 the affected utilities must consider the information in the
247 detailed plan in paragraph (e) for the purpose of adjusting, as
248 necessary, the reuse requirements of this subsection. The
249 department shall submit a report to the Legislature by February
250 15, 2015, containing recommendations for any changes necessary
251 to the requirements of this subsection.

252 Section 2. This act shall take effect July 1, 2013.

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13
Meeting Date

Topic Ocean Outfall Discharge Bill Number 444
(if applicable)

Name Edgar Fernandez Amendment Barcode _____
(if applicable)

Job Title Gov. Affairs Asst

Address 3071 SW 38 Ave Phone 786 552-5983
Street

Miami FL 33145 E-mail edg@MiamiDade.gov
City State Zip

Speaking: For Against Information

Representing Miami Dade Water & Sewer Dept

Appearing at request of Chair: Yes No
Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

#12K

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13

Meeting Date

Topic OCEAN OUTFALLS

Bill Number 444 (if applicable)

Name STEPHEN JAMES

Amendment Barcode (if applicable)

Job Title

Address 100 S. MONROE

Phone 850-922-4300

Street

TALLAHASSEE FL 32301

City

State

Zip

E-mail

Speaking: [X] For [] Against [] Information

Representing FLA. ASSOCIATION OF COUNTIES

Appearing at request of Chair: [] Yes [X] No

Lobbyist registered with Legislature: [X] Yes [] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13

Meeting Date

Topic Ocean outfalls

Bill Number SB 444
(if applicable)

Name Brittney Burch

Amendment Barcode _____
(if applicable)

Job Title L.A.

Address 2618 Centennial Place

Phone (850) 222-0720

Street Tallahassee FL 32308
City *State* *Zip*

E-mail bburch@lawfla.com

Speaking: For Against Information

Representing Diving Equipment & Marketing Association (DEMA)

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/20/11)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4-3-13

Meeting Date

Topic Ocean Outfalls

Bill Number 444
(if applicable)

Name Lee Killinger

Amendment Barcode _____
(if applicable)

Job Title _____

Address 324 E. Virginia St

Phone 850-322-8917

Street

Tallahassee FL 32308

City

State

Zip

E-mail leekillinger@floridawater.com

Speaking: For Against Information

Representing FL Section, American Water Works Association

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/20/11)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____

Topic Ocean Outfall Bill Number 444
(if applicable)

Name RANA BROWN Amendment Barcode _____
(if applicable)

Job Title _____

Address _____ Phone _____
Street

City _____ State _____ Zip _____ E-mail _____

Speaking: For Against Information

Representing BROWARD COUNTY

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Appropriations Subcommittee on Criminal and Civil Justice
Appropriations Subcommittee on Finance and Tax
Banking and Insurance
Children, Families, and Elder Affairs
Ethics and Elections
Rules
Transportation

JOINT COMMITTEE:
Joint Committee on Administrative Procedures

SENATOR MIGUEL DIAZ de la PORTILLA
40th District

March 20, 2013

The Honorable Joe Negron
Chair, Senate Appropriations Committee

Via email

Dear Chairman Negron:

My Ocean Outfalls bill, SB 444, has Appropriations as its next stop. I respectfully request that you agenda the bill at the next available committee meeting.

Thank you for your consideration.

Sincerely,

Miguel Diaz de la Portilla
Senator, District 40

Cc: Mr. Mike Hansen, Staff Director
Ms. Alicia Weiss, Committee Administrative Assistant

SENT TO: CHAIRMAN
STAFF DIR. STAFF
13 MAR 20 PM 1:37
SENATE APPROPRIATIONS
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REPLY TO:

- 2100 Coral Way, Suite 505, Miami, Florida 33145 (305) 643-7200
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Senate's Website: www.flsenate.gov

DON GAETZ
President of the Senate

GARRETT RICHTER
President Pro Tempore

The bill grandfathers certain changes or proposed changes to a plan that are/were based on the plan's reliance on a DMS interpretation, as evidenced by correspondence with the DMS between August 14, 2012, and February 1, 2013.

The bill also clarifies that a maximum of 300 hours of overtime may be included for purposes of calculating municipal police pension plan benefits.

This bill substantially amends the following sections of the Florida Statutes: 175.021, 175.032, 175.071, 175.091, 175.351, 185.01, 185.02, 185.06, 185.07, and 185.35.

II. Present Situation:

The “Marvin B. Clayton Firefighters and Police Officers Pension Trust Fund” Acts

The Marvin B. Clayton Firefighters' and Police Officers' Pension Trust Fund Acts¹ declare a legitimate state purpose of providing a uniform retirement system for the benefit of firefighters and municipal police officers. All municipal and special district firefighters and all municipal police officers retirement trust fund systems or plans must be managed, administered, operated, and funded to maximize the protection of firefighters' and police officers' pension trust funds.²

The Legislature enacted chapter 175, F.S., in 1939 to provide an incentive to cities—access to premium tax revenues—to encourage the establishment of firefighter retirement plans. Fourteen years later, the Legislature enacted ch. 185, F.S., which provides a similar funding mechanism for municipal police officers. Special fire control districts became eligible to participate under ch. 175, F.S., in 1993.

Four sources provide funding for these pension plans: net proceeds from an excise tax levied by a city upon property and casualty insurance companies (known as the “premium tax”); employee contributions; other revenue sources; and mandatory payments by the city of the normal cost of the plan.³ To qualify for insurance premium tax dollars, plans must meet requirements found in ch. 175 and 185, F.S. The Division of Retirement (“division”) in the Department of Management Services (DMS) is responsible for overseeing and monitoring these plans, but day-to-day operational control rests with local boards of trustees. Most firefighters and police officers participate in these plans. If the division were to deem that a firefighter or police pension plan created pursuant to ch. 175 or 185, F.S., is not in compliance with those chapters, the sponsoring municipality could be denied its insurance premium tax revenues.

An excise tax of 1.85 percent imposed on the gross premiums of property insurance covering property within boundaries of the municipality or district funds the Firefighters' Pension Trust Fund of each municipality or special fire control district.⁴ The insurers pay the tax to the Department of Revenue (DOR), and the net proceeds are transferred to the appropriate fund at

¹ See ch. 175 and 185, F.S.

² See ss. 175.021(1) and 185.01(1), F.S.

³ Sections 175.091(1)(a) and 185.07(1), F.S.

⁴ Section 175.101(1), F.S.

the division.⁵ In 2011, premium tax distributions to municipalities and special fire districts from the Firefighters’ Pension Trust Fund amounted to \$71.7 million.⁶

An excise tax of 0.85 percent imposed on the gross premiums on casualty insurance policies covering property within the boundaries of a municipality funds the Police Officers’ Retirement Trust Fund.⁷ Similar to the Firefighters’ Pension Trust Fund, insurers pay the excise tax to the DOR, which transfers the net proceeds to the appropriate fund at the division.⁸ In 2011, premium tax distributions to municipalities from the Police Officers’ Retirement Trust Fund amounted to \$59.6 million.⁹

Chapters 175 and 185, F.S., specify certain “minimum benefits” that must be provided in firefighter and police plans,¹⁰ summarized in relevant part below:

Benefit	Description of minimum level
Retirement Benefit	2 percent x average final compensation x years of creditable service
Average Final Compensation (AFC)	Average annual compensation of highest 5 years of last 10 years of service
Vesting	10 years
Normal Retirement Age	Age 55 with 10 years of creditable service or Age 52 with 25 years of service
Early Retirement	Age 50 with 10 years of service Retirement benefit is reduced 3 percent for each year prior to reaching normal retirement age.
Earnings	Police = total cash remuneration Fire = fixed monthly compensation
Death Benefits	Prior to vesting - beneficiary receives employee contributions without interest earnings Vested - beneficiary receives benefit based on early or normal retirement benefits, whichever are applicable Post-retirement - beneficiary receives benefit based on retirement

⁵ See s. 175.121, F.S.

⁶ Division of Management Services, *Municipal Police Officers’ and Firefighters’ Retirement Forms: Facts and Figures Premium Tax Distribution History Firefighters*, available online at: https://www.rol.frs.state.fl.us/forms/Fire_2011.pdf (last visited on December 19, 2012).

⁷ See s. 185.08, F.S.

⁸ See s. 185.10, F.S.

⁹ Division of Management Services, *Municipal Police Officers’ and Firefighters’ Retirement Forms: Facts and Figures Premium Tax Distribution History Police*, available online at: https://www.rol.frs.state.fl.us/forms/Police_2011.pdf (last visited on December 19, 2012).

¹⁰ Sections 175.162 and 185.16, F.S.

	benefit option selected by member at time of retirement
Disability Benefits	<p>Eligibility - no service requirement for in line of duty disability; 10 years of service for non service related disability</p> <p>Benefits - no less than 25 percent of average monthly earnings if non-service related; no less than 42 percent of average monthly earnings if service related</p>

In 1999, the Legislature passed legislation that made virtually all provisions of ch. 175 and 185, F.S., expressly applicable to all participating police officer and firefighter pension plans, except the local law plans established by the cities of Jacksonville, Coral Gables, and Miami.¹¹ This legislation required all pension plans falling under these chapters to meet the specific “minimum benefit” standards. The law required that insurance premium tax revenues, over the amount received for calendar year 1997, be used to provide additional or “extra benefits” in firefighter and police officer pension plans. The term “extra benefits” means benefits in addition to or greater than those provided to general employees of the municipality, and in addition to those in existence for firefighters and police officers on March 12, 1999.¹²

Until August 2012, the division had consistently interpreted the law to require that premium tax revenues be used first to meet any minimum benefit requirements and those other pension benefits that were in place on March 12, 1999. Once the plan was in compliance with the minimum benefits requirements, any additional premium tax revenues had to be used in their entirety to provide extra benefits. Plans were not permitted to reduce pension benefits below the minimum benefits level or the level of pension benefits in effect on March 12, 1999, if greater.

Recent Interpretation

In response to a letter from the City of Naples in August 2012, the division advised that its ongoing interpretation of s. 185.35(2), F.S., “appears inaccurate.” The division was asked, in essence, whether a city that negotiated and mutually agreed with its police officers to reduce benefits below levels in place on March 12, 1999, would jeopardize its premium tax revenues. In its new interpretation, the division advised that for local law plans in effect on October 1, 1998, the law compels the plan to provide chapter minimum benefits only to the extent that those benefits can be funded with “additional premium tax revenues.” So, for local law plans in effect on October 1, 1998, chapter minimum benefits must be provided only to the extent that they can be funded with premium tax revenues received in excess of the amount received for calendar year 1997.

Under the new interpretation, *it appears* that the following things are true:

- A plan sponsor may redirect, at its discretion, its pre-1997 premium tax revenues from funding minimum pension benefits to funding other non-pension retirement benefits;

¹¹ Sections 175.351(3) and 185.35(3), F.S.

¹² See ss. 175.351 and 185.35, F.S.

- The plan's pension benefits could be reduced to the level that can be funded solely by those additional premium tax revenues received in excess of the 1997 level;
- A plan sponsor could reduce the mandatory contribution it was previously making to the plan to fund minimum benefits and redirect those monies to other municipal purposes; and
- Post-1997 insurance premium tax revenues used previously to fund "extra benefits" would be used to fund the minimum benefits.

The division has subsequently provided this new interpretation to other inquiring cities, on a case by case basis. DMS has adopted neither this new interpretation, nor its previous entirely different interpretation of the exact same statutory language, as a rule.

Definition of Salary in Municipal Police Pension Plans

In 2011 a 300 hour cap on the amount of overtime hours to be included in the calculation of retirement benefits was added to ss. 112.66, 175.032, and 185.02, F.S., by ch. 2011-216, L.O.F. The provisions for general public retirement systems (ch. 112, F.S.) and firefighter pensions (ch. 175, F.S.) did not have existing stipulations allowing any overtime hours to be included in the calculation of retirement benefits. Section 185.02(4), F.S., had the following definition before the 2011 changes:

"Compensation" or "salary" means the total cash remuneration including "overtime" paid by the primary employer to a police officer for services rendered, but not including any payments for extra duty or a special detail work performed on behalf of a second party employer. However, a local law plan may limit the amount of overtime payments which can be used for retirement benefit calculation purposes, but in no event shall such overtime limit be less than 300 hours per officer per calendar year.

As amended by ch. 2011-216, L.O.F., the section reads as follows:

"Compensation" or "salary" means, for noncollectively bargained service earned before July 1, 2011, or for service earned under collective bargaining agreements in place before July 1, 2011, the total cash remuneration including "overtime" paid by the primary employer to a police officer for services rendered, but not including any payments for extra duty or special detail work performed on behalf of a second party employer. A local law plan may limit the amount of overtime payments which can be used for retirement benefit calculation purposes; however, such overtime limit may not be less than 300 hours per officer per calendar year. For noncollectively bargained service earned on or after July 1, 2011, or for service earned under collective bargaining agreements entered into on or after July 1, 2011, the term has the same meaning except that when calculating retirement benefits, up to 300 hours per year in overtime compensation may be included as specified in the plan or collective bargaining agreement, but payments for accrued unused sick or annual leave may not be included.

The pre-2011 provision set the limit at no less than 300 hours, effectively acting as a floor or minimum of 300 hours. The current language has been interpreted to mean that after July 1, 2011, the 300 hour floor has been replaced by a 300 hour cap. After the effective date of ch. 2011-216, L.O.F., the DMS Division of Retirement appeared to take the position that the law did not *replace* the floor with a cap, but supplemented the 300 hour floor with a 300 hour cap. In other words, the employer would have had to include at least 300 hours of overtime in the calculation, but could not include more than 300 hours. Subsequently, however, the division has taken the position that the amount of overtime hours that may be included when calculating retirement benefits may be anywhere from 0 to 300 hours.¹³

III. Effect of Proposed Changes:

Definitions

The bill defines several new terms. The most relevant terms are “base benefits”, “required benefits” and “special benefits”. Base benefits are those retirement benefits in effect on March 12, 1999. Required benefits are the lesser of the base benefits and the minimum benefits set forth in the two chapters. (For plans created after March 1, 2013, the required benefits are the minimum benefits set forth in the two chapters.) Special benefits are those retirement benefits offered through a defined contribution plan.

Use of Insurance Premium Tax Revenues

The bill substantially changes how insurance premium tax revenues must be used in the funding of police and firefighter pension plans in ch. 175 and 185, F.S.

The bill amends parallel provisions in ch. 175 and 185, F.S., and specifies that in order to receive insurance premium tax revenues, those revenues must be used as follows:

- The amount of premium tax revenues received in 1997 must be used to fund the benefits in existence on March 12, 1999.
-
- Premium tax revenues in excess of the amount received in 2012, and any accumulations of additional premium tax revenues that have not been applied to fund extra benefits must be used as follows:
 - If the plan has a long-term funded ratio of less than 80 percent:
 - 50 percent of the revenues must be used to pay actuarial deficiencies;
 - 25 percent of the revenues must be used to fund base benefits; and
 - The remainder must be placed in a defined contribution plan to fund special benefits.
 - If the plan has a long-term funded ratio of 80 percent or greater:
 - 50 percent of the revenues must be used to fund base benefits; and
 - The remainder must be placed in a defined contribution plan to fund special benefits.

¹³ Letter from the DMS Division of Retirement to City of Largo, dated April 4, 2012, on file with the Committee on Governmental Oversight and Accountability.

- Premium tax revenue not described above must be used to fund benefits that were not included in base benefits.
- Premium tax revenues may not fund new defined benefits after March 1, 2013, except for new plans created after that date which may contain a defined benefit component funded by up to 50 percent of the local insurance premium tax revenues

Plan benefits may be reduced, if the plan continues to meet the required benefits of the plan and minimum chapter standards. If the plan sponsor's mandatory contribution is reduced by reducing benefits, 25 percent of the reduction must be used to fund actuarial deficiencies.

The bill also requires plan sponsors to create defined contribution plan components within their plans by October 1, 2013, or upon the creation date of a new participating plan. Plans created by special act of the Legislature have until July 1, 2014, to create a defined contribution component.

The bill explicitly allows plans to use the insurance premium tax revenues and offer benefits below the statutorily required levels in certain instances. The plan must have relied upon the interpretation of the statute by the DMS to reduce the level of benefits or use the premium tax revenues, and such reliance must be evidenced by certain documentation. The plan may continue to offer these reduced benefits and/or use the premium tax revenues in this manner until the earlier of October 1, 2016, or another collective bargaining agreement is negotiated addressing the benefits or use of revenues.

300 Hour Cap

The bill amends s. 185.02(4), F.S., to delete the sentence that states: "A local law plan may limit the amount of overtime payments which can be used for retirement benefit calculation purposes; however, such overtime limit may not be less than 300 hours per officer per calendar year." Deleting this sentence should clarify that the definition has a maximum cap of 300 hours, with no required minimum, consistent with a recent interpretation by the division, as it applies to the inclusion of overtime hours in the calculation of police retirement benefits.

Conforming Changes

Sections 3 and 9 amend ss. 175.071 and 185.06, F.S., to make conforming changes.

Important State Interest

Section 13 provides that the Legislature determines that the bill fulfills an important state interest as related to public pension plans.

The bill takes effect July 1, 2013.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

To the extent this bill requires a local government to expend funds to comply with its terms, the provisions of s. 18(a), Art. VII, State Constitution, may apply. If those

provisions do apply, in order for the law to be binding upon the cities and counties, the Legislature must find that the law fulfills an important state interest (included in section 11 of the bill), and one of the following relevant exceptions must be met:

- Funds estimated at the time of enactment sufficient to fund such expenditures are appropriated;
- Counties and cities are authorized to enact a funding source not available for such local government on February 1, 1989, that can be used to generate the amount of funds necessary to fund the expenditures;
- The expenditure is required to comply with a law that applies to all persons similarly situated; or
- The law must be approved by two-thirds of the membership of each house of the Legislature.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The bill should reduce local police and firefighter pension plans' long term unfunded liabilities. The overall costs or savings associated with the bill are indeterminate, since each of the approximately 350 plans affected by the bill has a different funded status. The bill has no impact on state government.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS/CS by Appropriations on April 3, 2013:

The primary differences between the CS and the CS/CS are as follows:

- The CS/CS defines the term “required benefits.”
- The CS/CS allows the plans to reduce benefits to the “required benefits” level without having the full insurance premium tax revenue distribution withheld.
- The CS/CS grandfathers in certain plans that relied on a statutory interpretation by DMS to reduce the plan benefits or to use the premium tax revenues in a different way. This grandfathering provision expires by October 1, 2016.
- The CS/CS specifies that a new plan created after March 1, 2013, may use a portion of its insurance premium tax revenues to fund a defined benefit component.

CS by Governmental Oversight and Accountability on February 21, 2013:

Some differences between how the committee substitute amends ch. 175 and 185, F.S., and how the bill as originally filed did so, are as follows:

- The CS does not include a provision in the bill that would require plan sponsors to continue funding the plans at 2013 levels until the plans are fully funded.
- The CS generally requires plan sponsors to fund the plans at least at the level of benefits in existence on March 12, 1999.
- Plans less than 80 percent funded must use 50 percent of their post-2012 increase in premium tax revenues, and accumulated premium tax revenues, to pay the plans’ actuarial deficiency; 25 percent must fund defined contribution benefits; and 25 percent must be used to fund base benefits. Plans funded greater than 80 percent must use 50 percent the post-2012 increase in premium tax revenues for defined contribution benefits, and 50 percent to fund base benefits.
- Plan benefits may be reduced to base benefit levels; 25 percent of the plan sponsor’s mandatory contribution freed up by reducing benefits must be used to fund actuarial deficiencies.
- The CS reinstates an existing statutory exclusion applicable to three cities that was inadvertently deleted in the bill.

- B. **Amendments:**

None.



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LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/01/2013	.	
	.	
	.	
	.	

The Committee on Appropriations (Ring and Bradley) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. Subsection (2) of section 175.021, Florida Statutes, is amended to read:

175.021 Legislative declaration.—

(2) This chapter hereby establishes, for all municipal and special district pension plans existing ~~now or hereafter~~ under this chapter, including chapter plans and local law plans, required ~~minimum~~ benefits and minimum standards for the operation and funding of such plans, hereinafter referred to as



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13 firefighters' pension trust funds, which must be met as a
14 condition precedent to the plan or plan sponsor receiving a
15 distribution of insurance premium tax revenues under s. 175.121.
16 The required ~~minimum~~ benefits and minimum standards for each
17 plan as set forth in this chapter may not be diminished by local
18 charter, ordinance, or resolution or by special act of the
19 Legislature, or ~~nor may the minimum benefits or minimum~~
20 ~~standards~~ be reduced or offset by any other local, state, or
21 federal law that may include firefighters in its operation,
22 except as provided under s. 112.65.

23 Section 2. Section 175.032, Florida Statutes, is amended to
24 read:

25 175.032 Definitions.—For any municipality, special fire
26 control district, chapter plan, local law municipality, local
27 law special fire control district, or local law plan under this
28 chapter, the term ~~following words and phrases have the following~~
29 ~~meanings:~~

30 (1) "Additional premium tax revenues" means revenues
31 received by a municipality or special fire control district
32 pursuant to s. 175.121 which exceed base premium tax revenues.

33 (2) ~~(1)(a)~~ "Average final compensation" for:

34 (a) A full-time firefighter means one-twelfth of the
35 average annual compensation of the 5 best years of the last 10
36 years of creditable service before ~~prior to~~ retirement,
37 termination, or death, or the career average as a full-time
38 firefighter since July 1, 1953, whichever is greater. A year is
39 ~~shall be~~ 12 consecutive months or such other consecutive period
40 of time as is used and consistently applied.

41 (b) ~~"Average final compensation" for~~ A volunteer



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42 firefighter means the average salary of the 5 best years of the
43 last 10 best contributing years before a ~~prior to~~ change in
44 status to a permanent full-time firefighter or retirement as a
45 volunteer firefighter or the career average of a volunteer
46 firefighter, since July 1, 1953, whichever is greater.

47 (3) "Base benefits" means the level of benefits in
48 existence for firefighters on March 12, 1999.

49 (4) "Base premium tax revenues" means revenues received by
50 a municipality or special fire control district pursuant to s.
51 175.121 equal to the amount of such revenues received for
52 calendar year 1997.

53 (5)~~(2)~~ "Chapter plan" means a separate defined benefit
54 pension plan for firefighters which incorporates by reference
55 the provisions of this chapter and has been adopted by the
56 governing body of a municipality or special district. Except as
57 may be specifically authorized in this chapter, the provisions
58 of a chapter plan may not differ from the plan provisions set
59 forth in ss. 175.021-175.341 and 175.361-175.401. Actuarial
60 valuations of chapter plans shall be conducted by the division
61 as provided by s. 175.261(1).

62 (6)~~(3)~~ "Compensation" or "salary" means, for
63 noncollectively bargained service earned before July 1, 2011, or
64 for service earned under collective bargaining agreements in
65 place before July 1, 2011, the fixed monthly remuneration paid a
66 firefighter. If remuneration is based on actual services
67 rendered, as in the case of a volunteer firefighter, the term
68 means the total cash remuneration received yearly for such
69 services, prorated on a monthly basis. For noncollectively
70 bargained service earned on or after July 1, 2011, or for



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71 service earned under collective bargaining agreements entered
72 into on or after July 1, 2011, the term has the same meaning
73 except that when calculating retirement benefits, up to 300
74 hours per year in overtime compensation may be included as
75 specified in the plan or collective bargaining agreement, but
76 payments for accrued unused sick or annual leave may not be
77 included.

78 (a) Any retirement trust fund or plan that meets the
79 requirements of this chapter does not, solely by virtue of this
80 subsection, reduce or diminish the monthly retirement income
81 otherwise payable to each firefighter covered by the retirement
82 trust fund or plan.

83 (b) The member's compensation or salary contributed as
84 employee-elective salary reductions or deferrals to any salary
85 reduction, deferred compensation, or tax-sheltered annuity
86 program authorized under the Internal Revenue Code shall be
87 deemed to be the compensation or salary the member would receive
88 if he or she were not participating in such program and ~~shall be~~
89 treated as compensation for retirement purposes under this
90 chapter.

91 (c) For any person who first becomes a member in any plan
92 year beginning on or after January 1, 1996, compensation for
93 that plan year may not include any amounts in excess of the
94 Internal Revenue Code s. 401(a)(17) limitation, as amended by
95 the Omnibus Budget Reconciliation Act of 1993, which limitation
96 of \$150,000 shall be adjusted as required by federal law for
97 qualified government plans and ~~shall be~~ further adjusted for
98 changes in the cost of living in the manner provided by Internal
99 Revenue Code s. 401(a)(17)(B). For any person who first became a



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100 member before the first plan year beginning on or after January
101 1, 1996, the limitation on compensation may not be less than the
102 maximum compensation amount that was allowed to be taken into
103 account under the plan in effect on July 1, 1993, which
104 limitation shall be adjusted for changes in the cost of living
105 since 1989 in the manner provided by Internal Revenue Code s.
106 401(a)(17)(1991).

107 (7)~~(4)~~ "Creditable service" or "credited service" means the
108 aggregate number of years of service, and fractional parts of
109 years of service, of any firefighter, omitting intervening years
110 and fractional parts of years when such firefighter may not have
111 been employed by the municipality or special fire control
112 district, subject to the following conditions:

113 (a) A ~~No~~ firefighter may not ~~will~~ receive credit for years
114 or fractional parts of years of service if he or she has
115 withdrawn his or her contributions to the fund for those years
116 or fractional parts of years of service, unless the firefighter
117 repays into the fund the amount he or she has withdrawn, plus
118 interest determined by the board. The member shall have at least
119 90 days after his or her reemployment to make repayment.

120 (b) A firefighter may voluntarily leave his or her
121 contributions in the fund for ~~a period of~~ 5 years after leaving
122 the employ of the fire department, pending the possibility of
123 being rehired by the same department, without losing credit for
124 the time he or she has participated actively as a firefighter.
125 If the firefighter is not reemployed as a firefighter, with the
126 same department, within 5 years, his or her contributions shall
127 be returned without interest.

128 (c) Credited service under this chapter shall be provided



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129 only for service as a firefighter, ~~as defined in subsection (8),~~
130 or for military service and does not include credit for any
131 other type of service. A municipality ~~may,~~ by local ordinance,
132 or a special fire control district ~~may,~~ by resolution, may
133 provide for the purchase of credit for military service prior to
134 employment as well as for prior service as a firefighter for
135 some other employer as long as a firefighter is not entitled to
136 receive a benefit for such prior service ~~as a firefighter~~. For
137 purposes of determining credit for prior service as a
138 firefighter, in addition to service as a firefighter in this
139 state, credit may be given for federal, other state, or county
140 service if the prior service is recognized by the Division of
141 State Fire Marshal as provided under chapter 633, or the
142 firefighter provides proof to the board of trustees that his or
143 her service is equivalent to the service required to meet the
144 definition of a firefighter under subsection (12) ~~(8)~~.

145 (8) ~~(5)~~ "Deferred Retirement Option Plan" or "DROP" means a
146 local law plan retirement option in which a firefighter may
147 elect to participate. A firefighter may retire for all purposes
148 of the plan and defer receipt of retirement benefits into a DROP
149 account while continuing employment with his or her employer.
150 However, a firefighter who enters ~~the~~ DROP and who is otherwise
151 eligible to participate may ~~shall~~ not ~~thereby~~ be precluded from
152 participating, or continuing to participate, in a supplemental
153 plan in existence on, or created after, March 12, 1999 ~~the~~
154 ~~effective date of this act.~~

155 (9) "Defined contribution plan" means the component of a
156 local law plan to which deposits are made to provide benefits
157 for firefighters, or for firefighters and police officers if



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158 both are included. Such component is an element of a local law
159 plan and exists in conjunction with the defined benefit
160 component that meets the required benefits and minimum standards
161 of this chapter. The retirement benefits of the defined
162 contribution plan shall be provided through individual member
163 accounts, in accordance with the applicable provisions of the
164 Internal Revenue Code and related regulations, and are limited
165 to the contributions made into each member's account and the
166 actual accumulated earnings, net of expenses, earned on the
167 member's account.

168 (10)-(6) "Division" means the Division of Retirement of the
169 Department of Management Services.

170 (11)-(7) "Enrolled actuary" means an actuary who is enrolled
171 under Subtitle C of Title III of the Employee Retirement Income
172 Security Act of 1974 and who is a member of the Society of
173 Actuaries or the American Academy of Actuaries.

174 (12)-(8)(a) "Firefighter" means any person employed solely
175 by a constituted fire department of any municipality or special
176 fire control district who is certified as a firefighter as a
177 condition of employment in accordance with s. 633.35 and whose
178 duty it is to extinguish fires, to protect life, or to protect
179 property. The term includes all certified, supervisory, and
180 command personnel whose duties include, in whole or in part, the
181 supervision, training, guidance, and management responsibilities
182 of full-time firefighters, part-time firefighters, or auxiliary
183 firefighters but does not include part-time firefighters or
184 auxiliary firefighters. However, for purposes of this chapter
185 only, the term also includes public safety officers who are
186 responsible for performing both police and fire services, who



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187 are certified as police officers or firefighters, and who are
188 certified by their employers to the Chief Financial Officer as
189 participating in this chapter before October 1, 1979. Effective
190 October 1, 1979, public safety officers who have not been
191 certified as participating in this chapter are considered police
192 officers for retirement purposes and are eligible to participate
193 in chapter 185. Any plan may provide that the fire chief has an
194 option to participate, ~~or not,~~ in that plan.

195 (b) "Volunteer firefighter" means any person whose name is
196 carried on the active membership roll of a constituted volunteer
197 fire department or a combination of a paid and volunteer fire
198 department of any municipality or special fire control district
199 and whose duty it is to extinguish fires, to protect life, and
200 to protect property. Compensation for services rendered by a
201 volunteer firefighter does ~~shall~~ not disqualify him or her as a
202 volunteer. A person may ~~shall~~ not be disqualified as a volunteer
203 firefighter solely because he or she has other gainful
204 employment. Any person who volunteers assistance at a fire but
205 is not an active member of a department described herein is not
206 a volunteer firefighter within the meaning of this paragraph.

207 ~~(13)-(9)~~ "Firefighters' Pension Trust Fund" means a trust
208 fund, by whatever name known, as provided under s. 175.041, for
209 the purpose of assisting municipalities and special fire control
210 districts in establishing and maintaining a retirement plan for
211 firefighters.

212 ~~(14)-(10)~~ "Local law municipality" is any municipality in
213 which ~~there exists~~ a local law plan exists.

214 ~~(15)-(11)~~ "Local law plan" means a retirement defined
215 benefit pension plan, which includes both a defined benefit plan



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216 component and a defined contribution plan component, for
217 firefighters, or for firefighters or police officers if both are
218 ~~where~~ included, as described in s. 175.351, established by
219 municipal ordinance, special district resolution, or special act
220 of the Legislature, which ~~enactment~~ sets forth all plan
221 provisions. Local law plan provisions may vary from the
222 provisions of this chapter if the, provided that required
223 ~~minimum~~ benefits and minimum standards of this chapter are met.
224 However, any such variance must ~~shall~~ provide a greater benefit
225 for firefighters. Actuarial valuations of local law plans shall
226 be conducted by an enrolled actuary as provided in s.
227 175.261(2).

228 ~~(16)-(12)~~ "Local law special fire control district" is any
229 special fire control district in which ~~there exists~~ a local law
230 plan exists.

231 (17) "Long-term funded ratio" or "funded ratio" means the
232 ratio of the actuarial value of assets of the plan to the
233 actuarial accrued liabilities of the plan, as reported in the
234 most recent actuarial valuation of the plan, deemed to be in
235 compliance with chapter 112 by the Department of Management
236 Services.

237 ~~(18)-(13)~~ "Property insurance" means property insurance as
238 defined in s. 624.604 and covers real and personal property
239 within the corporate limits of a any municipality, or within the
240 boundaries of a any special fire control district, within the
241 state. "Multiple peril" means a combination or package policy
242 that includes both property and casualty coverage for a single
243 premium.

244 (19) "Required benefits" means the lesser of the minimum



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245 benefits set forth in this chapter and the base benefits of the
246 plan. For local law plans created after March 1, 2013, the
247 required benefits are the minimum benefits set forth in this
248 chapter.

249 (20)~~(14)~~ "Retiree" or "retired firefighter" means a
250 firefighter who has entered retirement status. For the purposes
251 of a plan that includes a Deferred Retirement Option Plan
252 (DROP), a firefighter who enters ~~the~~ DROP is ~~shall be~~ considered
253 a retiree for all purposes of the plan. However, a firefighter
254 who enters ~~the~~ DROP and who is otherwise eligible to participate
255 may ~~shall~~ not ~~thereby~~ be precluded from participating, or
256 continuing to participate, in a supplemental plan in existence
257 on, or created after, March 12, 1999 ~~the effective date of this~~
258 ~~act.~~

259 (21)~~(15)~~ "Retirement" means a firefighter's separation from
260 city or fire district employment as a firefighter with immediate
261 eligibility for ~~receipt of~~ benefits under the plan. For purposes
262 of a plan that includes a Deferred Retirement Option Plan
263 (DROP), "retirement" means the date a firefighter enters ~~the~~
264 DROP.

265 (22) "Special benefits" means benefits provided in a
266 defined contribution plan for firefighters.

267 (23)~~(16)~~ "Special fire control district" means a special
268 district, as defined in s. 189.403~~(1)~~, established for the
269 purposes of extinguishing fires, protecting life, and protecting
270 property within the incorporated or unincorporated portions of a
271 ~~any~~ county or combination of counties, or within any combination
272 of incorporated and unincorporated portions of a ~~any~~ county or
273 combination of counties. The term does not include any dependent



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274 or independent special district, as those terms are defined in
275 s. 189.403~~(2) and (3)~~, ~~respectively~~, the employees of which are
276 members of the Florida Retirement System pursuant to s.
277 121.051(1) or (2).

278 ~~(24)(17)~~ "Supplemental plan" means a plan to which deposits
279 are made to provide extra benefits for firefighters, or for
280 firefighters and police officers if both are ~~where~~ included
281 ~~under this chapter~~. Such a plan is an element of a local law
282 plan and exists in conjunction with a defined benefit component
283 ~~plan~~ that meets the required ~~minimum~~ benefits and minimum
284 standards of this chapter. Any supplemental plan in existence on
285 March 1, 2013, shall be deemed to be a defined contribution plan
286 in compliance with s. 175.351(8).

287 ~~(25)(18)~~ "Supplemental plan municipality" means a ~~any~~ local
288 law municipality in which ~~there existed~~ a supplemental plan
289 existed, of any type or nature, as of December 1, 2000.

290 Section 3. Paragraph (b) of subsection (7) of section
291 175.071, Florida Statutes, is amended to read:

292 175.071 General powers and duties of board of trustees.—For
293 any municipality, special fire control district, chapter plan,
294 local law municipality, local law special fire control district,
295 or local law plan under this chapter:

296 (7) To assist the board in meeting its responsibilities
297 under this chapter, the board, if it so elects, may:

298 (b) Employ an independent enrolled actuary, as defined in
299 s. 175.032~~(7)~~, at the pension fund's expense.

300

301 If the board chooses to use the municipality's or special
302 district's legal counsel or actuary, or chooses to use any of



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303 the municipality's or special district's other professional,
304 technical, or other advisers, it must do so only under terms and
305 conditions acceptable to the board.

306 Section 4. Paragraphs (d) through (g) of subsection (1) of
307 section 175.091, Florida Statutes, are amended, and a new
308 paragraph (e) is added to that subsection, to read:

309 175.091 Creation and maintenance of fund.—For any
310 municipality, special fire control district, chapter plan, local
311 law municipality, local law special fire control district, or
312 local law plan under this chapter:

313 (1) The firefighters' pension trust fund in each
314 municipality and in each special fire control district shall be
315 created and maintained in the following manner:

316 (d) By mandatory payment by the municipality or special
317 fire control district of a sum equal to the normal cost of and
318 the amount required to fund any actuarial deficiency shown by an
319 actuarial valuation as provided in part VII of chapter 112 after
320 taking into account the amounts described in paragraphs (b),
321 (c), (f), (g), and (h) and the amounts of the tax proceeds
322 described in paragraph (a) which must be used to fund defined
323 benefit plan benefits, except as otherwise excluded from
324 consideration in determining the mandatory payment.

325 (e) For local law plans, and in addition to the mandatory
326 payment specified in paragraph (d), by mandatory payment by the
327 municipality or special fire control district of the amount
328 specified in s. 175.351(3), if the long-term funded ratio of the
329 plan is less than 80 percent.

330 (f)(e) By all gifts, bequests, and devises when donated to
331 the fund.



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332 (g) ~~(f)~~ By all accretions to the fund by way of interest or
333 dividends on bank deposits, or otherwise.

334 (h) ~~(g)~~ By all other sources or income now or hereafter
335 authorized by law for the augmentation of such firefighters'
336 pension trust fund.

337
338 Nothing in this section shall be construed to require
339 adjustment of member contribution rates in effect on the date
340 this act becomes a law, including rates that exceed 5 percent of
341 salary, provided that such rates are at least one-half of 1
342 percent of salary.

343 Section 5. Section 175.351, Florida Statutes, is amended to
344 read:

345 175.351 Municipalities and special fire control districts
346 that have ~~having~~ their own pension plans for firefighters. ~~For~~
347 ~~any municipality, special fire control district, local law~~
348 ~~municipality, local law special fire control district, or local~~
349 ~~law plan under this chapter,~~ In order for a municipality or
350 ~~municipalities and special fire control district that has its~~
351 ~~districts with their own pension plan plans~~ for firefighters, or
352 for firefighters and police officers if both are included, to
353 participate in the distribution of the tax fund established
354 under ~~pursuant to~~ s. 175.101, a local law plan and its plan
355 sponsor plans must meet the required ~~minimum~~ benefits and
356 minimum standards set forth in this chapter.

357 (1) If a municipality has a pension plan for firefighters,
358 or ~~a pension plan~~ for firefighters and police officers if both
359 are included, which in the opinion of the division meets the
360 required ~~minimum~~ benefits and minimum standards set forth in



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361 this chapter, the board of trustees of the pension plan, must ~~as~~
362 ~~approved by a majority of firefighters of the municipality, may:~~

363 ~~(a)~~ place the income from the premium tax in s. 175.101 in
364 such ~~pension~~ plan for the sole and exclusive use of its
365 firefighters, or for firefighters and police officers if both
366 are included, where it shall become an integral part of that
367 ~~pension~~ plan and ~~shall~~ be used to fund benefits for firefighters
368 as follows:

369 (a) The base premium tax revenues must be used to fund base
370 benefits.

371 (b) Of the premium tax revenues received which are in
372 excess of the amount received for the 2012 calendar year, and
373 any accumulations of additional premium tax revenues that have
374 not been applied to fund extra benefits:

375 1. If the plan has a long-term funded ratio of less than 80
376 percent:

377 a. Fifty percent must be used as additional contributions
378 to pay the plan's actuarial deficiency and may not be considered
379 in the determination of the mandatory payment described in s.
380 175.091(1)(d);

381 b. Twenty-five percent must be used to fund base benefits;
382 and

383 c. The remainder must be placed in a defined contribution
384 plan to fund special benefits.

385 2. If the plan has a long-term funded ratio of 80 percent
386 or greater:

387 a. Fifty percent must be used to fund base benefits; and

388 b. The remainder must be placed in a defined contribution
389 plan to fund special benefits.



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390 (c) Additional premium tax revenues not described in
391 paragraph (b) must be used to fund benefits that were not
392 included in the base benefits to pay extra benefits to the
393 firefighters included in that pension plan; or

394 ~~(b) Place the income from the premium tax in s. 175.101 in~~
395 ~~a separate supplemental plan to pay extra benefits to~~
396 ~~firefighters, or to firefighters and police officers if~~
397 ~~included, participating in such separate supplemental plan.~~

398 (2) Insurance premium tax revenues may not be used to fund
399 benefits provided in a defined benefit plan which were not
400 provided by the plan as of March 1, 2013; however, for a local
401 law plan created after March 1, 2013, up to 50 percent of the
402 insurance premium tax revenues may be used to fund defined
403 benefit plan component benefits and the remainder used to fund
404 defined contribution plan component benefits.

405 (3) If a plan offers benefits in excess of its required
406 benefits, such benefits may be reduced if the plan continues to
407 meet the required benefits of the plan and the minimum standards
408 set forth in this chapter. The amount of insurance premium tax
409 revenues previously used to fund benefits in excess of the
410 plan's required benefits before the reduction must be used as
411 provided in subsection (1)(b). Twenty-five percent of the amount
412 of any mandatory contribution paid by the municipality or
413 special fire control district which was previously used to fund
414 benefits above the level of required benefits provided before
415 the reduction must be used as additional contributions as
416 specified in s. 175.091 to fund the plan's actuarial deficiency.

417 (4)(2) The premium tax provided by this chapter shall in
418 all cases be used in its entirety to provide retirement extra



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419 benefits to firefighters, or to firefighters and police officers
420 if both are included. ~~However, local law plans in effect on~~
421 ~~October 1, 1998, must comply with the minimum benefit provisions~~
422 ~~of this chapter only to the extent that additional premium tax~~
423 ~~revenues become available to incrementally fund the cost of such~~
424 ~~compliance as provided in s. 175.162(2)(a). If a plan is in~~
425 ~~compliance with such minimum benefit provisions, as subsequent~~
426 ~~additional premium tax revenues become available, they must be~~
427 ~~used to provide extra benefits.~~ Local law plans created by
428 special act before May 27, 1939, are deemed to comply with this
429 chapter. ~~For the purpose of this chapter, the term:~~

430 ~~(a) "Additional premium tax revenues" means revenues~~
431 ~~received by a municipality or special fire control district~~
432 ~~pursuant to s. 175.121 which exceed that amount received for~~
433 ~~calendar year 1997.~~

434 ~~(b) "Extra benefits" means benefits in addition to or~~
435 ~~greater than those provided to general employees of the~~
436 ~~municipality and in addition to those in existence for~~
437 ~~firefighters on March 12, 1999.~~

438 (5)~~(3)~~ A retirement plan or amendment to a retirement plan
439 may not be proposed for adoption unless the proposed plan or
440 amendment contains an actuarial estimate of the costs involved.
441 Such proposed plan or proposed plan change may not be adopted
442 without the approval of the municipality, special fire control
443 district, or, where permitted, the Legislature. Copies of the
444 proposed plan or proposed plan change and the actuarial impact
445 statement of the proposed plan or proposed plan change shall be
446 furnished to the division before the last public hearing
447 thereon. Such statement must also indicate whether the proposed



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448 plan or proposed plan change is in compliance with s. 14, Art. X
449 of the State Constitution and those provisions of part VII of
450 chapter 112 which are not expressly provided in this chapter.
451 Notwithstanding any other provision, only those local law plans
452 created by special act of legislation before May 27, 1939, are
453 deemed to meet the minimum benefits and minimum standards only
454 in this chapter.

455 (6)~~(4)~~ Notwithstanding any other provision, with respect to
456 any supplemental plan municipality:

457 (a) A local law plan and a supplemental plan may continue
458 to use their definition of compensation or salary in existence
459 on March 12, 1999.

460 (b) Section 175.061(1)(b) does not apply, and a local law
461 plan and a supplemental plan shall continue to be administered
462 by a board or boards of trustees numbered, constituted, and
463 selected as the board or boards were numbered, constituted, and
464 selected on December 1, 2000.

465 ~~(c) The election set forth in paragraph (1)(b) is deemed to~~
466 ~~have been made.~~

467 (7)~~(5)~~ The retirement plan setting forth the benefits and
468 the trust agreement, if any, covering the duties and
469 responsibilities of the trustees and the regulations of the
470 investment of funds must be in writing, and copies made
471 available to the participants and to the general public.

472 (8) In addition to the defined benefit component of the
473 local law plan, each plan sponsor must have a defined
474 contribution plan component within the local law plan by October
475 1, 2013, or upon the creation date of a new participating plan.
476 However, the plan sponsor of any plan established by special act



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477 of the Legislature has until July 1, 2014, to create a defined
478 contribution component within the plan.

479 (9) Notwithstanding any other provision of this chapter, a
480 municipality or special fire control district that has
481 implemented or proposed changes to a local law plan based on the
482 municipality's or district's reliance on an interpretation of
483 this chapter by the department on or after August 14, 2012, and
484 before March 1, 2013, may continue the implemented changes or
485 continue to implement proposed changes. Such reliance must be
486 evidenced by formal correspondence between the municipality or
487 district and the department which describes the specific changes
488 to the local law plan, with the initial correspondence from the
489 municipality or district dated prior to March 1, 2013. The
490 changes to the local law plan that are otherwise contrary to the
491 provisions of this chapter may continue in effect until the
492 earlier of October 1, 2016, or the effective date of a
493 collective bargaining agreement that is contrary to the changes
494 to the local law plan.

495 Section 6. Subsection (2) of section 185.01, Florida
496 Statutes, is amended to read:

497 185.01 Legislative declaration.—

498 (2) This chapter hereby establishes, for all municipal
499 pension plans ~~now or hereinafter~~ provided for under this
500 chapter, including chapter plans and local law plans, required
501 ~~minimum~~ benefits and minimum standards for the operation and
502 funding of such plans, hereinafter referred to as municipal
503 police officers' retirement trust funds, which must be met as a
504 condition precedent to the plan or plan sponsor receiving a
505 distribution of insurance premium tax revenues under s. 185.10.



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506 The required ~~minimum~~ benefits and minimum standards for each
507 plan as set forth in this chapter may not be diminished by local
508 ordinance or by special act of the Legislature, or ~~nor may the~~
509 ~~minimum benefits or minimum standards~~ be reduced or offset by
510 any other local, state, or federal plan that may include police
511 officers in its operation, except as provided under s. 112.65.

512 Section 7. Section 185.02, Florida Statutes, is amended to
513 read:

514 185.02 Definitions.—For any municipality, chapter plan,
515 local law municipality, or local law plan under this chapter,
516 the term ~~following words and phrases as used in this chapter~~
517 ~~shall have the following meanings, unless a different meaning is~~
518 ~~plainly required by the context:~~

519 (1) “Additional premium tax revenues” means revenues
520 received by a municipality pursuant to s. 185.10 which exceed
521 base premium tax revenues.

522 (2) ~~(1)~~ “Average final compensation” means one-twelfth of
523 the average annual compensation of the 5 best years of the last
524 10 years of creditable service prior to retirement, termination,
525 or death.

526 (3) “Base benefits” means the level of benefits in
527 existence for police officers on March 12, 1999.

528 (4) “Base premium tax revenues” means revenues received by
529 a municipality pursuant to s. 185.10 equal to the amount of such
530 revenues received for calendar year 1997.

531 (5) ~~(2)~~ “Casualty insurance” means automobile public
532 liability and property damage insurance to be applied at the
533 place of residence of the owner, or if the subject is a
534 commercial vehicle, to be applied at the place of business of



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535 the owner; automobile collision insurance; fidelity bonds;
536 burglary and theft insurance; and plate glass insurance.
537 "Multiple peril" means a combination or package policy that
538 includes both property coverage and casualty coverage for a
539 single premium.

540 ~~(6)~~⁽³⁾ "Chapter plan" means a separate defined benefit
541 pension plan for police officers which incorporates by reference
542 the provisions of this chapter and has been adopted by the
543 governing body of a municipality as provided in s. 185.08.
544 Except as may be specifically authorized in this chapter, the
545 provisions of a chapter plan may not differ from the plan
546 provisions set forth in ss. 185.01-185.341 and 185.37-185.39.
547 Actuarial valuations of chapter plans shall be conducted by the
548 division as provided by s. 185.221(1) (b).

549 ~~(7)~~⁽⁴⁾ "Compensation" or "salary" means, for
550 noncollectively bargained service earned before July 1, 2011, or
551 for service earned under collective bargaining agreements in
552 place before July 1, 2011, the total cash remuneration including
553 "overtime" paid by the primary employer to a police officer for
554 services rendered, but not including any payments for extra duty
555 or special detail work performed on behalf of a second party
556 employer. ~~A local law plan may limit the amount of overtime~~
557 ~~payments which can be used for retirement benefit calculation~~
558 ~~purposes; however, such overtime limit may not be less than 300~~
559 ~~hours per officer per calendar year.~~ For noncollectively
560 bargained service earned on or after July 1, 2011, or for
561 service earned under collective bargaining agreements entered
562 into on or after July 1, 2011, the term has the same meaning
563 except that when calculating retirement benefits, up to 300



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564 hours per year in overtime compensation may be included as
565 specified in the plan or collective bargaining agreement, but
566 payments for accrued unused sick or annual leave may not be
567 included.

568 (a) Any retirement trust fund or plan that meets the
569 requirements of this chapter does not, solely by virtue of this
570 subsection, reduce or diminish the monthly retirement income
571 otherwise payable to each police officer covered by the
572 retirement trust fund or plan.

573 (b) The member's compensation or salary contributed as
574 employee-elective salary reductions or deferrals to any salary
575 reduction, deferred compensation, or tax-sheltered annuity
576 program authorized under the Internal Revenue Code shall be
577 deemed to be the compensation or salary the member would receive
578 if he or she were not participating in such program and shall be
579 treated as compensation for retirement purposes under this
580 chapter.

581 (c) For any person who first becomes a member in any plan
582 year beginning on or after January 1, 1996, compensation for
583 that plan year may not include any amounts in excess of the
584 Internal Revenue Code s. 401(a)(17) limitation, as amended by
585 the Omnibus Budget Reconciliation Act of 1993, which limitation
586 of \$150,000 shall be adjusted as required by federal law for
587 qualified government plans and ~~shall be~~ further adjusted for
588 changes in the cost of living in the manner provided by Internal
589 Revenue Code s. 401(a)(17)(B). For any person who first became a
590 member before the first plan year beginning on or after January
591 1, 1996, the limitation on compensation may not be less than the
592 maximum compensation amount that was allowed to be taken into



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593 account under the plan ~~as~~ in effect on July 1, 1993, which
594 limitation shall be adjusted for changes in the cost of living
595 since 1989 in the manner provided by Internal Revenue Code s.
596 401(a)(17)(1991).

597 ~~(8)(5)~~ "Creditable service" or "credited service" means the
598 aggregate number of years of service and fractional parts of
599 years of service of any police officer, omitting intervening
600 years and fractional parts of years when such police officer may
601 not have been employed by the municipality subject to the
602 following conditions:

603 (a) ~~A~~ ~~No~~ police officer may not ~~will~~ receive credit for
604 years or fractional parts of years of service if he or she has
605 withdrawn his or her contributions to the fund for those years
606 or fractional parts of years of service, unless the police
607 officer repays into the fund the amount he or she has withdrawn,
608 plus interest as determined by the board. The member has ~~shall~~
609 ~~have~~ at least 90 days after his or her reemployment to make
610 repayment.

611 (b) A police officer may voluntarily leave his or her
612 contributions in the fund for ~~a period of~~ 5 years after leaving
613 the employ of the police department, pending the possibility of
614 his or her being rehired by the same department, without losing
615 credit for the time he or she has participated actively as a
616 police officer. If he or she is not reemployed as a police
617 officer with the same department within 5 years, his or her
618 contributions shall be returned to him or her without interest.

619 (c) Credited service under this chapter shall be provided
620 only for service as a police officer, ~~as defined in subsection~~
621 ~~(11)~~, or for military service and may not include credit for any



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622 other type of service. A municipality ~~may~~, by local ordinance,
623 may provide for the purchase of credit for military service
624 occurring before employment as well as prior service as a police
625 officer for some other employer as long as the police officer is
626 not entitled to receive a benefit for such ~~other~~ prior service
627 ~~as a police officer~~. For purposes of determining credit for
628 prior service, in addition to service as a police officer in
629 this state, credit may be given for federal, other state, or
630 county service as long as such service is recognized by the
631 Criminal Justice Standards and Training Commission within the
632 Department of Law Enforcement as provided under chapter 943 or
633 the police officer provides proof to the board of trustees that
634 such service is equivalent to the service required to meet the
635 definition of a police officer under subsection (16) ~~(11)~~.

636 (d) In determining the creditable service of a ~~any~~ police
637 officer, credit for up to 5 years of the time spent in the
638 military service of the Armed Forces of the United States shall
639 be added to the years of actual service, if:

640 1. The police officer is in the active employ of the
641 municipality before ~~prior to~~ such service and leaves a position,
642 other than a temporary position, for the purpose of voluntary or
643 involuntary service in the Armed Forces of the United States.

644 2. The police officer is entitled to reemployment under ~~the~~
645 ~~provisions of~~ the Uniformed Services Employment and Reemployment
646 Rights Act.

647 3. The police officer returns to his or her employment as a
648 police officer of the municipality within 1 year after ~~from~~ the
649 date of his or her release from such active service.

650 (9) ~~(6)~~ "Deferred Retirement Option Plan" or "DROP" means a



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651 local law plan retirement option in which a police officer may
652 elect to participate. A police officer may retire for all
653 purposes of the plan and defer receipt of retirement benefits
654 into a DROP account while continuing employment with his or her
655 employer. However, a police officer who enters the DROP and who
656 is otherwise eligible to participate may ~~shall~~ not ~~thereby~~ be
657 precluded from participating, or continuing to participate, in a
658 supplemental plan in existence on, or created after, March 12,
659 1999 ~~the effective date of this act.~~

660 (10) "Defined contribution plan" means the component of a
661 local law plan to which deposits are made to provide benefits
662 for police officers, or for police officers and firefighters if
663 both are included. Such component is an element of a local law
664 plan and exists in conjunction with the defined benefit
665 component that meets the required benefits and minimum standards
666 of this chapter. The retirement benefits of the defined
667 contribution plan shall be provided through individual member
668 accounts, in accordance with the applicable provisions of the
669 Internal Revenue Code and related regulations, and are limited
670 to the contributions made into each member's account and the
671 actual accumulated earnings, net of expenses, earned on the
672 member's account.

673 (11)-(7) "Division" means the Division of Retirement of the
674 Department of Management Services.

675 (12)-(8) "Enrolled actuary" means an actuary who is enrolled
676 under Subtitle C of Title III of the Employee Retirement Income
677 Security Act of 1974 and who is a member of the Society of
678 Actuaries or the American Academy of Actuaries.

679 (13)-(9) "Local law municipality" is any municipality in



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680 which ~~there exists~~ a local law plan exists.

681 (14)~~(10)~~ "Local law plan" means a retirement defined
682 benefit pension plan, which includes both a defined benefit plan
683 component and a defined contribution plan component, for police
684 officers, or for police officers and firefighters if both are,
685 ~~where~~ included, as described in s. 185.35, established by
686 municipal ordinance or special act of the Legislature, which
687 ~~enactment~~ sets forth all plan provisions. Local law plan
688 provisions may vary from the provisions of this chapter if the,
689 ~~provided that~~ required ~~minimum~~ benefits and minimum standards of
690 this chapter are met. However, any such variance must ~~shall~~
691 provide a greater benefit for police officers. Actuarial
692 valuations of local law plans shall be conducted by an enrolled
693 actuary as provided in s. 185.221(2)(b).

694 (15) "Long-term funded ratio" or "funded ratio" means the
695 ratio of the actuarial value of assets of the plan to the
696 actuarial accrued liabilities of the plan, as reported in the
697 most recent actuarial valuation of the plan, deemed to be in
698 compliance with chapter 112 by the Department of Management
699 Services.

700 (16)~~(11)~~ "Police officer" means any person who is elected,
701 appointed, or employed full time by a ~~any~~ municipality, who is
702 certified or required to be certified as a law enforcement
703 officer in compliance with s. 943.1395, who is vested with
704 authority to bear arms and make arrests, and whose primary
705 responsibility is the prevention and detection of crime or the
706 enforcement of the penal, criminal, traffic, or highway laws of
707 the state. The term ~~This definition~~ includes all certified
708 supervisory and command personnel whose duties include, in whole



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709 or in part, the supervision, training, guidance, and management
710 responsibilities of full-time law enforcement officers, part-
711 time law enforcement officers, or auxiliary law enforcement
712 officers, but does not include part-time law enforcement
713 officers or auxiliary law enforcement officers as those terms
714 ~~the same~~ are defined in s. 943.10(6) and (8), respectively. For
715 the purposes of this chapter only, the term also includes
716 ~~"police officer" also shall include~~ a public safety officer who
717 is responsible for performing both police and fire services. Any
718 plan may provide that the police chief shall have an option to
719 participate, ~~or not,~~ in that plan.

720 (17) ~~(12)~~ "Police Officers' Retirement Trust Fund" means a
721 trust fund, by whatever name known, as provided under s. 185.03
722 for the purpose of assisting municipalities in establishing and
723 maintaining a retirement plan for police officers.

724 (18) "Required benefits" means the lesser of the minimum
725 benefits set forth in this chapter and the base benefits of the
726 plan. For local law plans created after March 1, 2013, the
727 required benefits are the minimum benefits set forth in this
728 chapter.

729 (19) ~~(13)~~ "Retiree" or "retired police officer" means a
730 police officer who has entered retirement status. For the
731 purposes of a plan that includes a Deferred Retirement Option
732 Plan (DROP), a police officer who enters ~~the DROP is shall be~~
733 considered a retiree for all purposes of the plan. However, a
734 police officer who enters ~~the~~ DROP and who is otherwise eligible
735 to participate may shall not ~~thereby~~ be precluded from
736 participating, or continuing to participate, in a supplemental
737 plan in existence on, or created after, March 12, 1999 ~~the~~



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738 ~~effective date of this act.~~

739 (20)~~(14)~~ "Retirement" means a police officer's separation
740 from city employment as a police officer with immediate
741 eligibility for ~~receipt of~~ benefits under the plan. For purposes
742 of a plan that includes a Deferred Retirement Option Plan
743 (DROP), "retirement" means the date a police officer enters ~~the~~
744 DROP.

745 (21) "Special benefits" means benefits provided in a
746 defined contribution plan for police officers.

747 (22)~~(15)~~ "Supplemental plan" means a plan to which deposits
748 of the premium tax moneys as provided in s. 185.08 are made to
749 provide extra benefits to police officers, or police officers
750 and firefighters if both are ~~where included, under this chapter.~~
751 Such a plan is an element of a local law plan and exists in
752 conjunction with a defined benefit component plan that meets the
753 required minimum benefits and minimum standards of this chapter.
754 Any supplemental plan in existence on March 1, 2013, shall be
755 deemed to be defined contribution plan in compliance with s.
756 185.35(8).

757 (23)~~(16)~~ "Supplemental plan municipality" means a ~~any~~ local
758 law municipality in which ~~there existed~~ a supplemental plan
759 existed as of December 1, 2000.

760 Section 8. Paragraph (b) of subsection (6) of section
761 185.06, Florida Statutes, is amended to read:

762 185.06 General powers and duties of board of trustees.—For
763 any municipality, chapter plan, local law municipality, or local
764 law plan under this chapter:

765 (6) To assist the board in meeting its responsibilities
766 under this chapter, the board, if it so elects, may:



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767 (b) Employ an independent enrolled actuary, as defined in
768 s. 185.02~~(8)~~, at the pension fund's expense.

769
770 If the board chooses to use the municipality's or special
771 district's legal counsel or actuary, or chooses to use any of
772 the municipality's other professional, technical, or other
773 advisers, it must do so only under terms and conditions
774 acceptable to the board.

775 Section 9. Paragraphs (d) through (g) of subsection (1) of
776 section 185.07, Florida Statutes, are amended, and a new
777 paragraph (e) is added to that subsection, to read:

778 185.07 Creation and maintenance of fund.—For any
779 municipality, chapter plan, local law municipality, or local law
780 plan under this chapter:

781 (1) The municipal police officers' retirement trust fund in
782 each municipality described in s. 185.03 shall be created and
783 maintained in the following manner:

784 (d) By payment by the municipality or other sources of a
785 sum equal to the normal cost and the amount required to fund any
786 actuarial deficiency shown by an actuarial valuation as provided
787 in part VII of chapter 112 after taking into account the amounts
788 described in paragraphs (b), (c), (f), (g), and (h) and the
789 amounts of the tax proceeds described in paragraph (a) which
790 must be used to fund defined benefit plan benefits, except as
791 otherwise excluded from consideration in determining the
792 mandatory payment.

793 (e) For local law plans, and in addition to the mandatory
794 payment described in paragraph (d), by mandatory payment by the
795 municipality of the amount specified in s. 185.35(3), if the



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796 long-term funded ratio of the plan is less than 80 percent.

797 (f)~~(e)~~ By all gifts, bequests and devises when donated to
798 the fund.

799 (g)~~(f)~~ By all accretions to the fund by way of interest or
800 dividends on bank deposits or otherwise.

801 (h)~~(g)~~ By all other sources of income now or hereafter
802 authorized by law for the augmentation of such municipal police
803 officers' retirement trust fund.

804

805 Nothing in this section shall be construed to require
806 adjustment of member contribution rates in effect on the date
807 this act becomes a law, including rates that exceed 5 percent of
808 salary, provided that such rates are at least one-half of 1
809 percent of salary.

810 Section 10. Section 185.35, Florida Statutes, is amended to
811 read:

812 185.35 Municipalities that have ~~having~~ their own retirement
813 ~~pension~~ plans for police officers. ~~For any municipality, chapter~~
814 ~~plan, local law municipality, or local law plan under this~~
815 ~~chapter,~~ In order for a municipality that has ~~municipalities~~
816 ~~with its~~ ~~their~~ own retirement plan ~~pension plans~~ for police
817 officers, or for police officers and firefighters if both are
818 included, to participate in the distribution of the tax fund
819 established under ~~pursuant to~~ s. 185.08, a local law plan and
820 its plan sponsor ~~plans~~ must meet the required ~~minimum~~ benefits
821 and minimum standards set forth in this chapter:

822 (1) If a municipality has a retirement ~~pension~~ plan for
823 police officers, or for police officers and firefighters if both
824 are included, which, in the opinion of the division, meets the



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825 required minimum benefits and minimum standards set forth in
826 this chapter, the board of trustees of the pension plan must, ~~as~~
827 ~~approved by a majority of police officers of the municipality,~~
828 ~~may:~~

829 ~~(a)~~ place the income from the premium tax in s. 185.08 in
830 such ~~pension~~ plan for the sole and exclusive use of its police
831 officers, or its police officers and firefighters if included,
832 where it shall become an integral part of that ~~pension~~ plan and
833 ~~shall~~ be used to fund benefits for police officers as follows:

834 (a) The base premium tax revenues must be used to fund base
835 benefits.

836 (b) Of the premium tax revenues received which are in
837 excess of the amount received for the 2012 calendar year, and
838 any accumulations of additional premium tax revenues which have
839 not been applied to fund extra benefits:

840 1. If the plan has a long-term funded ratio of less than 80
841 percent:

842 a. Fifty percent must be used as additional contributions
843 to pay the plan's actuarial deficiency and may not be considered
844 in the determination of the mandatory payment described in s.
845 185.07(1)(d);

846 b. Twenty-five percent must be used to fund base benefits;
847 and

848 c. The remainder must be placed in a defined contribution
849 plan to fund special benefits.

850 2. If the plan has a long-term funded ratio of 80 percent
851 or greater:

852 a. Fifty percent must be used to fund base benefits; and

853 b. The remainder must be placed in a defined contribution



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854 plan to fund special benefits.

855 (c) Additional premium tax revenues not described in
856 paragraph (b) must be used to fund benefits that were not
857 included in the base benefits ~~pay extra benefits to the police~~
858 ~~officers included in that pension plan; or~~

859 ~~(b) May place the income from the premium tax in s. 185.08~~
860 ~~in a separate supplemental plan to pay extra benefits to the~~
861 ~~police officers, or police officers and firefighters if~~
862 ~~included, participating in such separate supplemental plan.~~

863 (2) Insurance premium tax revenues may not be used to fund
864 benefits provided in a defined benefit plan which were not
865 provided by the plan as of March 1, 2013; however, for a local
866 law plan created after March 1, 2013, up to 50 percent of the
867 insurance premium tax revenues may be used to fund defined
868 benefit plan component benefits and the remainder used to fund
869 defined contribution plan component benefits.

870 (3) If a plan offers benefits in excess of its required
871 benefits, such benefits may be reduced if the plan continues to
872 meet the required benefits of the plan and the minimum standards
873 set forth in this chapter. The amount of insurance premium tax
874 revenues previously used to fund benefits in excess of the
875 plan's required benefits before the reduction must be used as
876 provided in subsection (1)(b). Twenty-five percent of the amount
877 of any mandatory contribution paid by the municipality or
878 special fire control district which was previously used to fund
879 benefits above the level of required benefits provided before
880 the reduction must be used as additional contributions as
881 specified in s. 185.07 to fund the plan's actuarial deficiency.

882 (4) ~~(2)~~ The premium tax provided by this chapter shall ~~in~~



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883 ~~all cases~~ be used in its entirety to provide retirement ~~extra~~
884 benefits to police officers, or to police officers and
885 firefighters if both are included. However, ~~local law plans in~~
886 ~~effect on October 1, 1998, must comply with the minimum benefit~~
887 ~~provisions of this chapter only to the extent that additional~~
888 ~~premium tax revenues become available to incrementally fund the~~
889 ~~cost of such compliance as provided in s. 185.16(2). If a plan~~
890 ~~is in compliance with such minimum benefit provisions, as~~
891 ~~subsequent additional tax revenues become available, they shall~~
892 ~~be used to provide extra benefits.~~ Local law plans created by
893 special act before May 27, 1939, shall be deemed to comply with
894 this chapter. ~~For the purpose of this chapter, the term:~~

895 (a) ~~"Additional premium tax revenues" means revenues~~
896 ~~received by a municipality pursuant to s. 185.10 which exceed~~
897 ~~the amount received for calendar year 1997.~~

898 (b) ~~"Extra benefits" means benefits in addition to or~~
899 ~~greater than those provided to general employees of the~~
900 ~~municipality and in addition to those in existence for police~~
901 ~~officers on March 12, 1999.~~

902 (5)~~(3)~~ A retirement plan or amendment to a retirement plan
903 may not be proposed for adoption unless the proposed plan or
904 amendment contains an actuarial estimate of the costs involved.
905 Such proposed plan or proposed plan change may not be adopted
906 without the approval of the municipality or, where permitted,
907 the Legislature. Copies of the proposed plan or proposed plan
908 change and the actuarial impact statement of the proposed plan
909 or proposed plan change shall be furnished to the division
910 before the last public hearing thereon. Such statement must also
911 indicate whether the proposed plan or proposed plan change is in



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912 compliance with s. 14, Art. X of the State Constitution and
913 those provisions of part VII of chapter 112 which are not
914 expressly provided in this chapter. Notwithstanding any other
915 provision, only those local law plans created by special act of
916 legislation before May 27, 1939, are deemed to meet the minimum
917 benefits and minimum standards only in this chapter.

918 (6)~~(4)~~ Notwithstanding any other provision, with respect to
919 any supplemental plan municipality:

920 (a) Section 185.02(7)(a) ~~185.02(4)(a)~~ does not apply, and a
921 local law plan and a supplemental plan may continue to use their
922 definition of compensation or salary in existence on March 12,
923 1999.

924 (b) A local law plan and a supplemental plan must continue
925 to be administered by a board or boards of trustees numbered,
926 constituted, and selected as the board or boards were numbered,
927 constituted, and selected on December 1, 2000.

928 ~~(c) The election set forth in paragraph (1)(b) is deemed to~~
929 ~~have been made.~~

930 (7)~~(5)~~ The retirement plan setting forth the benefits and
931 the trust agreement, if any, covering the duties and
932 responsibilities of the trustees and the regulations of the
933 investment of funds must be in writing and copies made available
934 to the participants and to the general public.

935 (8) In addition to the defined benefit component of the
936 local law plan, each plan sponsor must have a defined
937 contribution plan component within the local law plan by October
938 1, 2013, or upon the creation date of a new participating plan.
939 However, the plan sponsor of any plan established by special act
940 of the Legislature has until July 1, 2014, to create a defined



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941 contribution component within the plan.

942 (9) Notwithstanding any other provision of this chapter, a
943 municipality that has implemented or proposed changes to a local
944 law plan based on the municipality's reliance on an
945 interpretation of this chapter by the department on or after
946 August 14, 2012 and before March 1, 2013, may continue the
947 implemented changes or continue to implement proposed changes.
948 Such reliance must be evidenced by formal correspondence between
949 the municipality and the department which describes the specific
950 changes to the local law plan, with the initial correspondence
951 from the municipality dated prior to March 1, 2013. The changes
952 to the local law plan which are otherwise contrary to the
953 provisions of this chapter may continue in effect until the
954 earlier of October 1, 2016, or the effective date of a
955 collective bargaining agreement that is contrary to the changes
956 to the local law plan.

957 Section 11. The Legislature finds that a proper and
958 legitimate state purpose is served when employees and retirees
959 of the state and its political subdivisions, and the dependents,
960 survivors, and beneficiaries of such employees and retirees, are
961 extended the basic protections afforded by governmental
962 retirement systems that provide fair and adequate benefits and
963 that are managed, administered, and funded in an actuarially
964 sound manner as required by s. 14, Article X of the State
965 Constitution and part VII of chapter 112, Florida Statutes.
966 Therefore, the Legislature determines and declares that this act
967 fulfills an important state interest.

968 Section 12. This act shall take effect July 1, 2013.
969



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970
971 ===== T I T L E A M E N D M E N T =====

972 And the title is amended as follows:

973 Delete everything before the enacting clause
974 and insert:

975 A bill to be entitled
976 An act relating to firefighter and police officer
977 pension plans; amending s. 175.021, F.S.; revising the
978 legislative declaration to require all plans to meet
979 the requirements of ch. 175, F.S., in order to receive
980 insurance premium tax revenues; amending s. 175.032,
981 F.S.; revising definitions to conform to changes made
982 by the act and adding new definitions; amending s.
983 175.071, F.S.; conforming a cross-reference; amending
984 s. 175.091, F.S.; revising existing payment provisions
985 and providing for an additional mandatory payment by
986 the municipality or special fire control district to
987 the firefighters' pension trust fund; amending s.
988 175.351, F.S., relating to municipalities and special
989 fire control districts that have their own pension
990 plans and want to participate in the distribution of a
991 tax fund; revising criteria governing the use of
992 income from the premium tax; requiring plan sponsors
993 to have a defined contribution plan in place by a
994 certain date; authorizing a municipality to implement
995 certain changes to a local law plan which are contrary
996 to ch. 175, F.S., under certain time-limited
997 circumstances; amending s. 185.01, F.S.; revising the
998 legislative declaration to require all plans to meet



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999 the requirements of ch. 185, F.S., in order to receive
1000 insurance premium tax revenues; amending s. 185.02,
1001 F.S.; revising definitions to conform to changes made
1002 by the act and adding new definitions; deleting a
1003 provision allowing a local law plan to limit the
1004 amount of overtime payments which can be used for
1005 retirement benefit calculations; amending s. 185.06,
1006 F.S.; conforming a cross-reference; amending s.
1007 185.07, F.S.; revising existing payment provisions and
1008 providing for an additional mandatory payment by the
1009 municipality to the police officers' retirement trust
1010 fund; amending s. 185.35, F.S., relating to
1011 municipalities that have their own pension plans for
1012 police officers and want to participate in the
1013 distribution of a tax fund; revising criteria
1014 governing the use of income from the premium tax;
1015 requiring plan sponsors to have a defined contribution
1016 plan in place by a certain date; authorizing a
1017 municipality to implement certain changes to a local
1018 law plan which are contrary to ch. 185, F.S., under
1019 certain time-limited circumstances; providing a
1020 declaration of important state interest; providing an
1021 effective date.



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LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/01/2013	.	
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The Committee on Appropriations (Ring) recommended the following:

Senate Amendment to Amendment (326778)

Delete lines 237 - 289
and insert:

(18) "Minimum benefits" means the benefits set forth in ss. 175.021-175.341 and ss. 175.361-175.401.

(19) "Minimum standards" means the standards set forth in ss. 175.021-175.341 and ss. 175.361-175.401.

(20) ~~(13)~~ "Property insurance" means property insurance as defined in s. 624.604 and covers real and personal property within the corporate limits of a ~~any~~ municipality, or within the boundaries of a ~~any~~ special fire control district, within the



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13 state. "Multiple peril" means a combination or package policy
14 that includes both property and casualty coverage for a single
15 premium.

16 (21) "Required benefits" means the lesser of the minimum
17 benefits set forth in this chapter and the base benefits of the
18 plan. For local law plans created after March 1, 2013, the
19 required benefits are the minimum benefits set forth in this
20 chapter.

21 (22)~~(14)~~ "Retiree" or "retired firefighter" means a
22 firefighter who has entered retirement status. For the purposes
23 of a plan that includes a Deferred Retirement Option Plan
24 (DROP), a firefighter who enters the DROP is shall~~be~~ considered
25 a retiree for all purposes of the plan. However, a firefighter
26 who enters ~~the~~ DROP and who is otherwise eligible to participate
27 may shall~~not thereby~~ be precluded from participating, or
28 continuing to participate, in a supplemental plan in existence
29 on, or created after, March 12, 1999 ~~the effective date of this~~
30 ~~act.~~

31 (23)~~(15)~~ "Retirement" means a firefighter's separation from
32 city or fire district employment as a firefighter with immediate
33 eligibility for ~~receipt of~~ benefits under the plan. For purposes
34 of a plan that includes a Deferred Retirement Option Plan
35 (DROP), "retirement" means the date a firefighter enters ~~the~~
36 DROP.

37 (24) "Special benefits" means benefits provided in a
38 defined contribution plan for firefighters.

39 (25)~~(16)~~ "Special fire control district" means a special
40 district, as defined in s. 189.403~~(1)~~, established for the
41 purposes of extinguishing fires, protecting life, and protecting



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42 property within the incorporated or unincorporated portions of a
43 ~~any~~ county or combination of counties, or within any combination
44 of incorporated and unincorporated portions of a ~~any~~ county or
45 combination of counties. The term does not include any dependent
46 or independent special district, as those terms are defined in
47 s. 189.403(2) ~~and (3), respectively~~, the employees of which are
48 members of the Florida Retirement System pursuant to s.
49 121.051(1) or (2).

50 ~~(26)(17)~~ "Supplemental plan" means a plan to which deposits
51 are made to provide extra benefits for firefighters, or for
52 firefighters and police officers if both are ~~where~~ included
53 ~~under this chapter~~. Such a plan is an element of a local law
54 plan and exists in conjunction with a defined benefit component
55 ~~plan~~ that meets the required minimum benefits and minimum
56 standards of this chapter. Any supplemental plan in existence on
57 March 1, 2013, shall be deemed to be a defined contribution plan
58 in compliance with s. 175.351(8).

59 ~~(27)(18)~~ "Supplemental plan municipality" means a ~~any~~ local
60 law municipality in which ~~there existed~~ a supplemental plan
61 existed, of any type or nature, as of December 1, 2000.



581538

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/01/2013	.	
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	.	
	.	

The Committee on Appropriations (Ring) recommended the following:

1 **Senate Amendment to Amendment (326778) (with title**
2 **amendment)**

3
4 Between lines 342 and 343
5 insert:

6 Section 5. Paragraph (a) of subsection (2) of section
7 175.162, Florida Statutes, is amended to read:

8 175.162 Requirements for retirement.—For any municipality,
9 special fire control district, chapter plan, local law
10 municipality, local law special fire control district, or local
11 law plan under this chapter, any firefighter who completes 10 or
12 more years of creditable service as a firefighter and attains



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13 age 55, or completes 25 years of creditable service as a
14 firefighter and attains age 52, and who for such minimum period
15 has been a member of the firefighters' pension trust fund
16 operating under a chapter plan or local law plan, is eligible
17 for normal retirement benefits. Normal retirement under the plan
18 is retirement from the service of the municipality or special
19 fire control district on or after the normal retirement date. In
20 such event, payment of retirement income will be governed by the
21 following provisions of this section:

22 (2) (a) The amount of monthly retirement income payable to a
23 full-time firefighter who retires on or after his or her normal
24 retirement date shall be an amount equal to the number of his or
25 her years of credited service multiplied by 2 percent of his or
26 her average final compensation as a full-time firefighter.
27 ~~However, if current state contributions pursuant to this chapter~~
28 ~~are not adequate to fund the additional benefits to meet the~~
29 ~~minimum requirements in this chapter, only such incremental~~
30 ~~increases shall be required as state moneys are adequate to~~
31 ~~provide. Such increments shall be provided as state moneys~~
32 ~~become available.~~

33 Section 6. Subsection (2) of section 185.16, Florida
34 Statutes, is amended to read:

35 185.16 Requirements for retirement.—For any municipality,
36 chapter plan, local law municipality, or local law plan under
37 this chapter, any police officer who completes 10 or more years
38 of creditable service as a police officer and attains age 55, or
39 completes 25 years of creditable service as a police officer and
40 attains age 52, and for such period has been a member of the
41 retirement fund is eligible for normal retirement benefits.



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42 Normal retirement under the plan is retirement from the service
43 of the city on or after the normal retirement date. In such
44 event, for chapter plans and local law plans, payment of
45 retirement income will be governed by the following provisions
46 of this section:

47 (2) The amount of the monthly retirement income payable to
48 a police officer who retires on or after his or her normal
49 retirement date shall be an amount equal to the number of the
50 police officer's years of credited service multiplied by 2
51 percent of his or her average final compensation. ~~However, if~~
52 ~~current state contributions pursuant to this chapter are not~~
53 ~~adequate to fund the additional benefits to meet the minimum~~
54 ~~requirements in this chapter, only increment increases shall be~~
55 ~~required as state moneys are adequate to provide. Such~~
56 ~~increments shall be provided as state moneys become available.~~

57
58 ===== T I T L E A M E N D M E N T =====

59 And the title is amended as follows:

60 Delete line 987

61 and insert:

62 the firefighters' pension trust fund; amending s.
63 175.162, F.S.; deleting a limitation on state
64 contributions funding additional benefits; amending s.
65 185.16, F.S.; deleting a limitation on state
66 contributions funding additional benefits; amending s.



660680

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/01/2013	.	
	.	
	.	
	.	

The Committee on Appropriations (Ring) recommended the following:

Senate Amendment to Amendment (326778)

Delete line 484

and insert:

before February 1, 2013, may continue the implemented changes or

Delete line 489

and insert:

municipality or district dated prior to February 1, 2013. The

Delete line 946

and insert:

August 14, 2012, and before February 1, 2013, may continue the

Delete line 951



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13 and insert:
14 from the municipality dated prior to February 1, 2013. The
15 changes



206508

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/01/2013	.	
	.	
	.	
	.	

The Committee on Appropriations (Ring) recommended the following:

Senate Amendment to Amendment (326778)

Delete lines 700 - 759
and insert:

(16) "Minimum benefits" means the benefits set forth in ss. 185.01-185.341 and ss. 185.37-185.50.

(17) "Minimum standards" means the standards set forth in ss. 185.01-185.341 and ss. 185.37-185.50.

(18)~~(11)~~ "Police officer" means any person who is elected, appointed, or employed full time by a ~~any~~ municipality, who is certified or required to be certified as a law enforcement officer in compliance with s. 943.1395, who is vested with



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13 authority to bear arms and make arrests, and whose primary
14 responsibility is the prevention and detection of crime or the
15 enforcement of the penal, criminal, traffic, or highway laws of
16 the state. The term ~~This definition~~ includes all certified
17 supervisory and command personnel whose duties include, in whole
18 or in part, the supervision, training, guidance, and management
19 responsibilities of full-time law enforcement officers, part-
20 time law enforcement officers, or auxiliary law enforcement
21 officers, but does not include part-time law enforcement
22 officers or auxiliary law enforcement officers as those terms
23 ~~the same~~ are defined in s. 943.10(6) and (8), respectively. For
24 the purposes of this chapter only, the term also includes
25 ~~"police officer"~~ also shall include a public safety officer who
26 is responsible for performing both police and fire services. Any
27 plan may provide that the police chief shall have an option to
28 participate, ~~or not,~~ in that plan.

29 (19) ~~(12)~~ "Police Officers' Retirement Trust Fund" means a
30 trust fund, by whatever name known, as provided under s. 185.03
31 for the purpose of assisting municipalities in establishing and
32 maintaining a retirement plan for police officers.

33 (20) "Required benefits" means the lesser of the minimum
34 benefits set forth in this chapter and the base benefits of the
35 plan. For local law plans created after March 1, 2013, the
36 required benefits are the minimum benefits set forth in this
37 chapter.

38 (21) ~~(13)~~ "Retiree" or "retired police officer" means a
39 police officer who has entered retirement status. For the
40 purposes of a plan that includes a Deferred Retirement Option
41 Plan (DROP), a police officer who enters ~~the DROP~~ is shall be



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42 considered a retiree for all purposes of the plan. However, a
43 police officer who enters ~~the~~ DROP and who is otherwise eligible
44 to participate may ~~shall~~ not ~~thereby~~ be precluded from
45 participating, or continuing to participate, in a supplemental
46 plan in existence on, or created after, March 12, 1999 ~~the~~
47 ~~effective date of this act.~~

48 (22) ~~(14)~~ "Retirement" means a police officer's separation
49 from city employment as a police officer with immediate
50 eligibility for ~~receipt of~~ benefits under the plan. For purposes
51 of a plan that includes a Deferred Retirement Option Plan
52 (DROP), "retirement" means the date a police officer enters ~~the~~
53 DROP.

54 (23) "Special benefits" means benefits provided in a
55 defined contribution plan for police officers.

56 (24) ~~(15)~~ "Supplemental plan" means a plan to which deposits
57 of the premium tax moneys as provided in s. 185.08 are made to
58 provide extra benefits to police officers, or police officers
59 and firefighters if both are ~~where included, under this chapter.~~
60 Such a plan is an element of a local law plan and exists in
61 conjunction with a defined benefit component plan that meets the
62 required minimum benefits and minimum standards of this chapter.
63 Any supplemental plan in existence on March 1, 2013, shall be
64 deemed to be defined contribution plan in compliance with s.
65 185.35(8).

66 (25) ~~(16)~~ "Supplemental plan municipality" means a ~~any~~ local
67 law municipality in which ~~there existed~~ a supplemental plan
68 existed as of December 1, 2000.



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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/05/2013	.	
	.	
	.	
	.	

The Committee on Appropriations (Ring and Bradley) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. Subsection (2) of section 175.021, Florida Statutes, is amended to read:

175.021 Legislative declaration.—

(2) This chapter hereby establishes, for all municipal and special district pension plans existing ~~now or hereafter~~ under this chapter, including chapter plans and local law plans, required ~~minimum~~ benefits and minimum standards for the operation and funding of such plans, hereinafter referred to as



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13 firefighters' pension trust funds, which must be met as a
14 condition precedent to the plan or plan sponsor receiving a
15 distribution of insurance premium tax revenues under s. 175.121.
16 The required minimum benefits and minimum standards for each
17 plan as set forth in this chapter may not be diminished by local
18 charter, ordinance, or resolution or by special act of the
19 Legislature, or ~~nor may the minimum benefits or minimum~~
20 ~~standards~~ be reduced or offset by any other local, state, or
21 federal law that may include firefighters in its operation,
22 except as provided under s. 112.65.

23 Section 2. Section 175.032, Florida Statutes, is amended to
24 read:

25 175.032 Definitions.—For any municipality, special fire
26 control district, chapter plan, local law municipality, local
27 law special fire control district, or local law plan under this
28 chapter, the term ~~following words and phrases have the following~~
29 ~~meanings:~~

30 (1) "Additional premium tax revenues" means revenues
31 received by a municipality or special fire control district
32 pursuant to s. 175.121 which exceed base premium tax revenues.

33 (2) ~~(1)(a)~~ "Average final compensation" for:

34 (a) A full-time firefighter means one-twelfth of the
35 average annual compensation of the 5 best years of the last 10
36 years of creditable service before ~~prior to~~ retirement,
37 termination, or death, or the career average as a full-time
38 firefighter since July 1, 1953, whichever is greater. A year is
39 ~~shall be~~ 12 consecutive months or such other consecutive period
40 of time as is used and consistently applied.

41 (b) ~~"Average final compensation" for~~ A volunteer



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42 firefighter means the average salary of the 5 best years of the
43 last 10 best contributing years before a ~~prior to~~ change in
44 status to a permanent full-time firefighter or retirement as a
45 volunteer firefighter or the career average of a volunteer
46 firefighter, since July 1, 1953, whichever is greater.

47 (3) "Base benefits" means the level of benefits in
48 existence for firefighters on March 12, 1999.

49 (4) "Base premium tax revenues" means revenues received by
50 a municipality or special fire control district pursuant to s.
51 175.121 equal to the amount of such revenues received for
52 calendar year 1997.

53 (5)~~(2)~~ "Chapter plan" means a separate defined benefit
54 pension plan for firefighters which incorporates by reference
55 the provisions of this chapter and has been adopted by the
56 governing body of a municipality or special district. Except as
57 may be specifically authorized in this chapter, the provisions
58 of a chapter plan may not differ from the plan provisions set
59 forth in ss. 175.021-175.341 and 175.361-175.401. Actuarial
60 valuations of chapter plans shall be conducted by the division
61 as provided by s. 175.261(1).

62 (6)~~(3)~~ "Compensation" or "salary" means, for
63 noncollectively bargained service earned before July 1, 2011, or
64 for service earned under collective bargaining agreements in
65 place before July 1, 2011, the fixed monthly remuneration paid a
66 firefighter. If remuneration is based on actual services
67 rendered, as in the case of a volunteer firefighter, the term
68 means the total cash remuneration received yearly for such
69 services, prorated on a monthly basis. For noncollectively
70 bargained service earned on or after July 1, 2011, or for



71 service earned under collective bargaining agreements entered
72 into on or after July 1, 2011, the term has the same meaning
73 except that when calculating retirement benefits, up to 300
74 hours per year in overtime compensation may be included as
75 specified in the plan or collective bargaining agreement, but
76 payments for accrued unused sick or annual leave may not be
77 included.

78 (a) Any retirement trust fund or plan that meets the
79 requirements of this chapter does not, solely by virtue of this
80 subsection, reduce or diminish the monthly retirement income
81 otherwise payable to each firefighter covered by the retirement
82 trust fund or plan.

83 (b) The member's compensation or salary contributed as
84 employee-elective salary reductions or deferrals to any salary
85 reduction, deferred compensation, or tax-sheltered annuity
86 program authorized under the Internal Revenue Code shall be
87 deemed to be the compensation or salary the member would receive
88 if he or she were not participating in such program and ~~shall be~~
89 treated as compensation for retirement purposes under this
90 chapter.

91 (c) For any person who first becomes a member in any plan
92 year beginning on or after January 1, 1996, compensation for
93 that plan year may not include any amounts in excess of the
94 Internal Revenue Code s. 401(a)(17) limitation, as amended by
95 the Omnibus Budget Reconciliation Act of 1993, which limitation
96 of \$150,000 shall be adjusted as required by federal law for
97 qualified government plans and ~~shall be~~ further adjusted for
98 changes in the cost of living in the manner provided by Internal
99 Revenue Code s. 401(a)(17)(B). For any person who first became a



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100 member before the first plan year beginning on or after January
101 1, 1996, the limitation on compensation may not be less than the
102 maximum compensation amount that was allowed to be taken into
103 account under the plan in effect on July 1, 1993, which
104 limitation shall be adjusted for changes in the cost of living
105 since 1989 in the manner provided by Internal Revenue Code s.
106 401(a)(17)(1991).

107 (7)~~(4)~~ "Creditable service" or "credited service" means the
108 aggregate number of years of service, and fractional parts of
109 years of service, of any firefighter, omitting intervening years
110 and fractional parts of years when such firefighter may not have
111 been employed by the municipality or special fire control
112 district, subject to the following conditions:

113 (a) A ~~No~~ firefighter may not ~~will~~ receive credit for years
114 or fractional parts of years of service if he or she has
115 withdrawn his or her contributions to the fund for those years
116 or fractional parts of years of service, unless the firefighter
117 repays into the fund the amount he or she has withdrawn, plus
118 interest determined by the board. The member shall have at least
119 90 days after his or her reemployment to make repayment.

120 (b) A firefighter may voluntarily leave his or her
121 contributions in the fund for ~~a period of~~ 5 years after leaving
122 the employ of the fire department, pending the possibility of
123 being rehired by the same department, without losing credit for
124 the time he or she has participated actively as a firefighter.
125 If the firefighter is not reemployed as a firefighter, with the
126 same department, within 5 years, his or her contributions shall
127 be returned without interest.

128 (c) Credited service under this chapter shall be provided



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129 only for service as a firefighter, ~~as defined in subsection (8),~~
130 or for military service and does not include credit for any
131 other type of service. A municipality ~~may,~~ by local ordinance,
132 or a special fire control district ~~may,~~ by resolution, may
133 provide for the purchase of credit for military service prior to
134 employment as well as for prior service as a firefighter for
135 some other employer as long as a firefighter is not entitled to
136 receive a benefit for such prior service ~~as a firefighter~~. For
137 purposes of determining credit for prior service as a
138 firefighter, in addition to service as a firefighter in this
139 state, credit may be given for federal, other state, or county
140 service if the prior service is recognized by the Division of
141 State Fire Marshal as provided under chapter 633, or the
142 firefighter provides proof to the board of trustees that his or
143 her service is equivalent to the service required to meet the
144 definition of a firefighter under subsection (12) ~~(8)~~.

145 (8) ~~(5)~~ "Deferred Retirement Option Plan" or "DROP" means a
146 local law plan retirement option in which a firefighter may
147 elect to participate. A firefighter may retire for all purposes
148 of the plan and defer receipt of retirement benefits into a DROP
149 account while continuing employment with his or her employer.
150 However, a firefighter who enters ~~the~~ DROP and who is otherwise
151 eligible to participate may ~~shall not thereby~~ be precluded from
152 participating, or continuing to participate, in a supplemental
153 plan in existence on, or created after, March 12, 1999 ~~the~~
154 ~~effective date of this act.~~

155 (9) "Defined contribution plan" means the component of a
156 local law plan to which deposits are made to provide benefits
157 for firefighters, or for firefighters and police officers if



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158 both are included. Such component is an element of a local law
159 plan and exists in conjunction with the defined benefit
160 component that meets the required benefits and minimum standards
161 of this chapter. The retirement benefits of the defined
162 contribution plan shall be provided through individual member
163 accounts, in accordance with the applicable provisions of the
164 Internal Revenue Code and related regulations, and are limited
165 to the contributions made into each member's account and the
166 actual accumulated earnings, net of expenses, earned on the
167 member's account.

168 (10)-(6) "Division" means the Division of Retirement of the
169 Department of Management Services.

170 (11)-(7) "Enrolled actuary" means an actuary who is enrolled
171 under Subtitle C of Title III of the Employee Retirement Income
172 Security Act of 1974 and who is a member of the Society of
173 Actuaries or the American Academy of Actuaries.

174 (12)-(8)(a) "Firefighter" means any person employed solely
175 by a constituted fire department of any municipality or special
176 fire control district who is certified as a firefighter as a
177 condition of employment in accordance with s. 633.35 and whose
178 duty it is to extinguish fires, to protect life, or to protect
179 property. The term includes all certified, supervisory, and
180 command personnel whose duties include, in whole or in part, the
181 supervision, training, guidance, and management responsibilities
182 of full-time firefighters, part-time firefighters, or auxiliary
183 firefighters but does not include part-time firefighters or
184 auxiliary firefighters. However, for purposes of this chapter
185 only, the term also includes public safety officers who are
186 responsible for performing both police and fire services, who



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187 are certified as police officers or firefighters, and who are
188 certified by their employers to the Chief Financial Officer as
189 participating in this chapter before October 1, 1979. Effective
190 October 1, 1979, public safety officers who have not been
191 certified as participating in this chapter are considered police
192 officers for retirement purposes and are eligible to participate
193 in chapter 185. Any plan may provide that the fire chief has an
194 option to participate, ~~or not,~~ in that plan.

195 (b) "Volunteer firefighter" means any person whose name is
196 carried on the active membership roll of a constituted volunteer
197 fire department or a combination of a paid and volunteer fire
198 department of any municipality or special fire control district
199 and whose duty it is to extinguish fires, to protect life, and
200 to protect property. Compensation for services rendered by a
201 volunteer firefighter does ~~shall~~ not disqualify him or her as a
202 volunteer. A person may ~~shall~~ not be disqualified as a volunteer
203 firefighter solely because he or she has other gainful
204 employment. Any person who volunteers assistance at a fire but
205 is not an active member of a department described herein is not
206 a volunteer firefighter within the meaning of this paragraph.

207 ~~(13)-(9)~~ "Firefighters' Pension Trust Fund" means a trust
208 fund, by whatever name known, as provided under s. 175.041, for
209 the purpose of assisting municipalities and special fire control
210 districts in establishing and maintaining a retirement plan for
211 firefighters.

212 ~~(14)-(10)~~ "Local law municipality" is any municipality in
213 which ~~there exists~~ a local law plan exists.

214 ~~(15)-(11)~~ "Local law plan" means a retirement defined
215 benefit pension plan, which includes both a defined benefit plan



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216 component and a defined contribution plan component, for
217 firefighters, or for firefighters or police officers if both are
218 ~~where~~ included, as described in s. 175.351, established by
219 municipal ordinance, special district resolution, or special act
220 of the Legislature, which ~~enactment~~ sets forth all plan
221 provisions. Local law plan provisions may vary from the
222 provisions of this chapter if the, provided that required
223 ~~minimum~~ benefits and minimum standards of this chapter are met.
224 However, any such variance must ~~shall~~ provide a greater benefit
225 for firefighters. Actuarial valuations of local law plans shall
226 be conducted by an enrolled actuary as provided in s.
227 175.261(2).

228 ~~(16)-(12)~~ "Local law special fire control district" is any
229 special fire control district in which ~~there exists~~ a local law
230 plan exists.

231 (17) "Long-term funded ratio" or "funded ratio" means the
232 ratio of the actuarial value of assets of the plan to the
233 actuarial accrued liabilities of the plan, as reported in the
234 most recent actuarial valuation of the plan, deemed to be in
235 compliance with chapter 112 by the Department of Management
236 Services.

237 (18) "Minimum benefits" means the benefits set forth in ss.
238 175.021-175.341 and ss. 175.361-175.401.

239 (19) "Minimum standards" means the standards set forth in
240 ss. 175.021-175.341 and ss. 175.361-175.401.

241 ~~(20)-(13)~~ "Property insurance" means property insurance as
242 defined in s. 624.604 and covers real and personal property
243 within the corporate limits of a any municipality, or within the
244 boundaries of a any special fire control district, within the



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245 state. "Multiple peril" means a combination or package policy
246 that includes both property and casualty coverage for a single
247 premium.

248 (21) "Required benefits" means the lesser of the minimum
249 benefits set forth in this chapter and the base benefits of the
250 plan. For local law plans created after March 1, 2013, the
251 required benefits are the minimum benefits set forth in this
252 chapter.

253 (22)~~(14)~~ "Retiree" or "retired firefighter" means a
254 firefighter who has entered retirement status. For the purposes
255 of a plan that includes a Deferred Retirement Option Plan
256 (DROP), a firefighter who enters the DROP is shall be considered
257 a retiree for all purposes of the plan. However, a firefighter
258 who enters the DROP and who is otherwise eligible to participate
259 may shall not thereby be precluded from participating, or
260 continuing to participate, in a supplemental plan in existence
261 on, or created after, March 12, 1999 ~~the effective date of this~~
262 ~~act.~~

263 (23)~~(15)~~ "Retirement" means a firefighter's separation from
264 city or fire district employment as a firefighter with immediate
265 eligibility for ~~receipt of~~ benefits under the plan. For purposes
266 of a plan that includes a Deferred Retirement Option Plan
267 (DROP), "retirement" means the date a firefighter enters ~~the~~
268 DROP.

269 (24) "Special benefits" means benefits provided in a
270 defined contribution plan for firefighters.

271 (25)~~(16)~~ "Special fire control district" means a special
272 district, as defined in s. 189.403~~(1)~~, established for the
273 purposes of extinguishing fires, protecting life, and protecting



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274 property within the incorporated or unincorporated portions of a
275 ~~any~~ county or combination of counties, or within any combination
276 of incorporated and unincorporated portions of a ~~any~~ county or
277 combination of counties. The term does not include any dependent
278 or independent special district, as those terms are defined in
279 s. 189.403(2) ~~and (3), respectively~~, the employees of which are
280 members of the Florida Retirement System pursuant to s.
281 121.051(1) or (2).

282 ~~(26)(17)~~ "Supplemental plan" means a plan to which deposits
283 are made to provide extra benefits for firefighters, or for
284 firefighters and police officers if both are ~~where~~ included
285 ~~under this chapter~~. Such a plan is an element of a local law
286 plan and exists in conjunction with a defined benefit component
287 ~~plan~~ that meets the required minimum benefits and minimum
288 standards of this chapter. Any supplemental plan in existence on
289 March 1, 2013, shall be deemed to be a defined contribution plan
290 in compliance with s. 175.351(8).

291 ~~(27)(18)~~ "Supplemental plan municipality" means a ~~any~~ local
292 law municipality in which ~~there existed~~ a supplemental plan
293 existed, of any type or nature, as of December 1, 2000.

294 Section 3. Paragraph (b) of subsection (7) of section
295 175.071, Florida Statutes, is amended to read:

296 175.071 General powers and duties of board of trustees.—For
297 any municipality, special fire control district, chapter plan,
298 local law municipality, local law special fire control district,
299 or local law plan under this chapter:

300 (7) To assist the board in meeting its responsibilities
301 under this chapter, the board, if it so elects, may:

302 (b) Employ an independent enrolled actuary, as defined in



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303 s. 175.032~~(7)~~, at the pension fund's expense.

304

305 If the board chooses to use the municipality's or special
306 district's legal counsel or actuary, or chooses to use any of
307 the municipality's or special district's other professional,
308 technical, or other advisers, it must do so only under terms and
309 conditions acceptable to the board.

310 Section 4. Paragraphs (d) through (g) of subsection (1) of
311 section 175.091, Florida Statutes, are amended, and a new
312 paragraph (e) is added to that subsection, to read:

313 175.091 Creation and maintenance of fund.—For any
314 municipality, special fire control district, chapter plan, local
315 law municipality, local law special fire control district, or
316 local law plan under this chapter:

317 (1) The firefighters' pension trust fund in each
318 municipality and in each special fire control district shall be
319 created and maintained in the following manner:

320 (d) By mandatory payment by the municipality or special
321 fire control district of a sum equal to the normal cost of and
322 the amount required to fund any actuarial deficiency shown by an
323 actuarial valuation as provided in part VII of chapter 112 after
324 taking into account the amounts described in paragraphs (b),
325 (c), (f), (g), and (h) and the amounts of the tax proceeds
326 described in paragraph (a) which must be used to fund defined
327 benefit plan benefits, except as otherwise excluded from
328 consideration in determining the mandatory payment.

329 (e) For local law plans, and in addition to the mandatory
330 payment specified in paragraph (d), by mandatory payment by the
331 municipality or special fire control district of the amount



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332 specified in s. 175.351(3), if the long-term funded ratio of the
333 plan is less than 80 percent.

334 (f)~~(e)~~ By all gifts, bequests, and devises when donated to
335 the fund.

336 (g)~~(f)~~ By all accretions to the fund by way of interest or
337 dividends on bank deposits, or otherwise.

338 (h)~~(g)~~ By all other sources or income now or hereafter
339 authorized by law for the augmentation of such firefighters'
340 pension trust fund.

341
342 Nothing in this section shall be construed to require adjustment
343 of member contribution rates in effect on the date this act
344 becomes a law, including rates that exceed 5 percent of salary,
345 provided that such rates are at least one-half of 1 percent of
346 salary.

347 Section 5. Paragraph (a) of subsection (2) of section
348 175.162, Florida Statutes, is amended to read:

349 175.162 Requirements for retirement.—For any municipality,
350 special fire control district, chapter plan, local law
351 municipality, local law special fire control district, or local
352 law plan under this chapter, any firefighter who completes 10 or
353 more years of creditable service as a firefighter and attains
354 age 55, or completes 25 years of creditable service as a
355 firefighter and attains age 52, and who for such minimum period
356 has been a member of the firefighters' pension trust fund
357 operating under a chapter plan or local law plan, is eligible
358 for normal retirement benefits. Normal retirement under the plan
359 is retirement from the service of the municipality or special
360 fire control district on or after the normal retirement date. In



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361 such event, payment of retirement income will be governed by the
362 following provisions of this section:

363 (2) (a) The amount of monthly retirement income payable to a
364 full-time firefighter who retires on or after his or her normal
365 retirement date shall be an amount equal to the number of his or
366 her years of credited service multiplied by 2 percent of his or
367 her average final compensation as a full-time firefighter.
368 ~~However, if current state contributions pursuant to this chapter~~
369 ~~are not adequate to fund the additional benefits to meet the~~
370 ~~minimum requirements in this chapter, only such incremental~~
371 ~~increases shall be required as state moneys are adequate to~~
372 ~~provide. Such increments shall be provided as state moneys~~
373 ~~become available.~~

374 Section 6. Section 175.351, Florida Statutes, is amended to
375 read:

376 175.351 Municipalities and special fire control districts
377 that have having their own pension plans for firefighters. ~~For~~
378 ~~any municipality, special fire control district, local law~~
379 ~~municipality, local law special fire control district, or local~~
380 ~~law plan under this chapter, In order for a municipality or~~
381 ~~municipalities and special fire control district that has its~~
382 ~~districts with their own pension plan plans~~ for firefighters, or
383 for firefighters and police officers if both are included, to
384 participate in the distribution of the tax fund established
385 under pursuant to s. 175.101, a local law plan and its plan
386 sponsor plans must meet the required minimum benefits and
387 minimum standards set forth in this chapter.

388 (1) If a municipality has a pension plan for firefighters,
389 or a ~~pension plan~~ for firefighters and police officers if both



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390 are included, which in the opinion of the division meets the
391 required minimum benefits and minimum standards set forth in
392 this chapter, the board of trustees of the pension plan, must as
393 approved by a majority of firefighters of the municipality, may:

394 ~~(a)~~ place the income from the premium tax in s. 175.101 in
395 such ~~pension~~ plan for the sole and exclusive use of its
396 firefighters, or for firefighters and police officers if both
397 are included, where it shall become an integral part of that
398 ~~pension~~ plan and ~~shall~~ be used to fund benefits for firefighters
399 as follows:

400 (a) The base premium tax revenues must be used to fund base
401 benefits.

402 (b) Of the premium tax revenues received which are in
403 excess of the amount received for the 2012 calendar year, and
404 any accumulations of additional premium tax revenues that have
405 not been applied to fund extra benefits:

406 1. If the plan has a long-term funded ratio of less than 80
407 percent:

408 a. Fifty percent must be used as additional contributions
409 to pay the plan's actuarial deficiency and may not be considered
410 in the determination of the mandatory payment described in s.
411 175.091(1)(d);

412 b. Twenty-five percent must be used to fund base benefits;
413 and

414 c. The remainder must be placed in a defined contribution
415 plan to fund special benefits.

416 2. If the plan has a long-term funded ratio of 80 percent
417 or greater:

418 a. Fifty percent must be used to fund base benefits; and



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419 b. The remainder must be placed in a defined contribution
420 plan to fund special benefits.

421 (c) Additional premium tax revenues not described in
422 paragraph (b) must be used to fund benefits that were not
423 included in the base benefits to pay extra benefits to the
424 firefighters included in that pension plan; or

425 ~~(b) Place the income from the premium tax in s. 175.101 in~~
426 ~~a separate supplemental plan to pay extra benefits to~~
427 ~~firefighters, or to firefighters and police officers if~~
428 ~~included, participating in such separate supplemental plan.~~

429 (2) Insurance premium tax revenues may not be used to fund
430 benefits provided in a defined benefit plan which were not
431 provided by the plan as of March 1, 2013; however, for a local
432 law plan created after March 1, 2013, up to 50 percent of the
433 insurance premium tax revenues may be used to fund defined
434 benefit plan component benefits and the remainder must be used
435 to fund defined contribution plan component benefits.

436 (3) If a plan offers benefits in excess of its required
437 benefits, such benefits may be reduced if the plan continues to
438 meet the required benefits of the plan and the minimum standards
439 set forth in this chapter. The amount of insurance premium tax
440 revenues previously used to fund benefits in excess of the
441 plan's required benefits before the reduction must be used as
442 provided in subsection (1)(b). Twenty-five percent of the amount
443 of any mandatory contribution paid by the municipality or
444 special fire control district which was previously used to fund
445 benefits above the level of required benefits provided before
446 the reduction must be used as additional contributions as
447 specified in s. 175.091 to fund the plan's actuarial deficiency.



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448 ~~(4)(2)~~ The premium tax provided by this chapter shall ~~in~~
449 ~~all cases~~ be used in its entirety to provide retirement ~~extra~~
450 benefits to firefighters, or to firefighters and police officers
451 if both are included. ~~However, local law plans in effect on~~
452 ~~October 1, 1998, must comply with the minimum benefit provisions~~
453 ~~of this chapter only to the extent that additional premium tax~~
454 ~~revenues become available to incrementally fund the cost of such~~
455 ~~compliance as provided in s. 175.162(2)(a). If a plan is in~~
456 ~~compliance with such minimum benefit provisions, as subsequent~~
457 ~~additional premium tax revenues become available, they must be~~
458 ~~used to provide extra benefits.~~ Local law plans created by
459 special act before May 27, 1939, are deemed to comply with this
460 chapter. ~~For the purpose of this chapter, the term:~~

461 ~~(a) "Additional premium tax revenues" means revenues~~
462 ~~received by a municipality or special fire control district~~
463 ~~pursuant to s. 175.121 which exceed that amount received for~~
464 ~~calendar year 1997.~~

465 ~~(b) "Extra benefits" means benefits in addition to or~~
466 ~~greater than those provided to general employees of the~~
467 ~~municipality and in addition to those in existence for~~
468 ~~firefighters on March 12, 1999.~~

469 ~~(5)(3)~~ A retirement plan or amendment to a retirement plan
470 may not be proposed for adoption unless the proposed plan or
471 amendment contains an actuarial estimate of the costs involved.
472 Such proposed plan or proposed plan change may not be adopted
473 without the approval of the municipality, special fire control
474 district, or, where permitted, the Legislature. Copies of the
475 proposed plan or proposed plan change and the actuarial impact
476 statement of the proposed plan or proposed plan change shall be



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477 furnished to the division before the last public hearing
478 thereon. Such statement must also indicate whether the proposed
479 plan or proposed plan change is in compliance with s. 14, Art. X
480 of the State Constitution and those provisions of part VII of
481 chapter 112 which are not expressly provided in this chapter.
482 Notwithstanding any other provision, only those local law plans
483 created by special act of legislation before May 27, 1939, are
484 deemed to meet the minimum benefits and minimum standards only
485 in this chapter.

486 (6)~~(4)~~ Notwithstanding any other provision, with respect to
487 any supplemental plan municipality:

488 (a) A local law plan and a supplemental plan may continue
489 to use their definition of compensation or salary in existence
490 on March 12, 1999.

491 (b) Section 175.061(1) (b) does not apply, and a local law
492 plan and a supplemental plan shall continue to be administered
493 by a board or boards of trustees numbered, constituted, and
494 selected as the board or boards were numbered, constituted, and
495 selected on December 1, 2000.

496 ~~(c) The election set forth in paragraph (1) (b) is deemed to~~
497 ~~have been made.~~

498 (7)~~(5)~~ The retirement plan setting forth the benefits and
499 the trust agreement, if any, covering the duties and
500 responsibilities of the trustees and the regulations of the
501 investment of funds must be in writing, and copies made
502 available to the participants and to the general public.

503 (8) In addition to the defined benefit component of the
504 local law plan, each plan sponsor must have a defined
505 contribution plan component within the local law plan by October



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506 1, 2013, or upon the creation date of a new participating plan.
507 However, the plan sponsor of any plan established by special act
508 of the Legislature has until July 1, 2014, to create a defined
509 contribution component within the plan.

510 (9) Notwithstanding any other provision of this chapter, a
511 municipality or special fire control district that has
512 implemented or proposed changes to a local law plan based on the
513 municipality's or district's reliance on an interpretation of
514 this chapter by the department on or after August 14, 2012, and
515 before February 1, 2013, may continue the implemented changes or
516 continue to implement proposed changes. Such reliance must be
517 evidenced by formal correspondence between the municipality or
518 district and the department which describes the specific changes
519 to the local law plan, with the initial correspondence from the
520 municipality or district dated prior to February 1, 2013. The
521 changes to the local law plan that are otherwise contrary to the
522 provisions of this chapter may continue in effect until the
523 earlier of October 1, 2016, or the effective date of a
524 collective bargaining agreement that is contrary to the changes
525 to the local law plan.

526 Section 7. Subsection (2) of section 185.01, Florida
527 Statutes, is amended to read:

528 185.01 Legislative declaration.—

529 (2) This chapter hereby establishes, for all municipal
530 pension plans ~~now or hereinafter~~ provided for under this
531 chapter, including chapter plans and local law plans, required
532 ~~minimum~~ benefits and minimum standards for the operation and
533 funding of such plans, hereinafter referred to as municipal
534 police officers' retirement trust funds, which must be met as a



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535 condition precedent to the plan or plan sponsor receiving a
536 distribution of insurance premium tax revenues under s. 185.10.
537 The required ~~minimum~~ benefits and minimum standards for each
538 plan as set forth in this chapter may not be diminished by local
539 ordinance or by special act of the Legislature, or ~~nor may the~~
540 ~~minimum benefits or minimum standards be~~ reduced or offset by
541 any other local, state, or federal plan that may include police
542 officers in its operation, except as provided under s. 112.65.

543 Section 8. Section 185.02, Florida Statutes, is amended to
544 read:

545 185.02 Definitions.—For any municipality, chapter plan,
546 local law municipality, or local law plan under this chapter,
547 the term following words and phrases as used in this chapter
548 ~~shall have the following meanings, unless a different meaning is~~
549 ~~plainly required by the context:~~

550 (1) "Additional premium tax revenues" means revenues
551 received by a municipality pursuant to s. 185.10 which exceed
552 base premium tax revenues.

553 (2) ~~(1)~~ "Average final compensation" means one-twelfth of
554 the average annual compensation of the 5 best years of the last
555 10 years of creditable service prior to retirement, termination,
556 or death.

557 (3) "Base benefits" means the level of benefits in
558 existence for police officers on March 12, 1999.

559 (4) "Base premium tax revenues" means revenues received by
560 a municipality pursuant to s. 185.10 equal to the amount of such
561 revenues received for calendar year 1997.

562 (5) ~~(2)~~ "Casualty insurance" means automobile public
563 liability and property damage insurance to be applied at the



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564 place of residence of the owner, or if the subject is a
565 commercial vehicle, to be applied at the place of business of
566 the owner; automobile collision insurance; fidelity bonds;
567 burglary and theft insurance; and plate glass insurance.
568 "Multiple peril" means a combination or package policy that
569 includes both property coverage and casualty coverage for a
570 single premium.

571 ~~(6)~~⁽³⁾ "Chapter plan" means a separate defined benefit
572 pension plan for police officers which incorporates by reference
573 the provisions of this chapter and has been adopted by the
574 governing body of a municipality as provided in s. 185.08.
575 Except as may be specifically authorized in this chapter, the
576 provisions of a chapter plan may not differ from the plan
577 provisions set forth in ss. 185.01-185.341 and 185.37-185.39.
578 Actuarial valuations of chapter plans shall be conducted by the
579 division as provided by s. 185.221(1)(b).

580 ~~(7)~~⁽⁴⁾ "Compensation" or "salary" means, for
581 noncollectively bargained service earned before July 1, 2011, or
582 for service earned under collective bargaining agreements in
583 place before July 1, 2011, the total cash remuneration including
584 "overtime" paid by the primary employer to a police officer for
585 services rendered, but not including any payments for extra duty
586 or special detail work performed on behalf of a second party
587 employer. ~~A local law plan may limit the amount of overtime~~
588 ~~payments which can be used for retirement benefit calculation~~
589 ~~purposes; however, such overtime limit may not be less than 300~~
590 ~~hours per officer per calendar year.~~ For noncollectively
591 bargained service earned on or after July 1, 2011, or for
592 service earned under collective bargaining agreements entered



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593 into on or after July 1, 2011, the term has the same meaning
594 except that when calculating retirement benefits, up to 300
595 hours per year in overtime compensation may be included as
596 specified in the plan or collective bargaining agreement, but
597 payments for accrued unused sick or annual leave may not be
598 included.

599 (a) Any retirement trust fund or plan that meets the
600 requirements of this chapter does not, solely by virtue of this
601 subsection, reduce or diminish the monthly retirement income
602 otherwise payable to each police officer covered by the
603 retirement trust fund or plan.

604 (b) The member's compensation or salary contributed as
605 employee-elective salary reductions or deferrals to any salary
606 reduction, deferred compensation, or tax-sheltered annuity
607 program authorized under the Internal Revenue Code shall be
608 deemed to be the compensation or salary the member would receive
609 if he or she were not participating in such program and shall be
610 treated as compensation for retirement purposes under this
611 chapter.

612 (c) For any person who first becomes a member in any plan
613 year beginning on or after January 1, 1996, compensation for
614 that plan year may not include any amounts in excess of the
615 Internal Revenue Code s. 401(a)(17) limitation, as amended by
616 the Omnibus Budget Reconciliation Act of 1993, which limitation
617 of \$150,000 shall be adjusted as required by federal law for
618 qualified government plans and ~~shall be~~ further adjusted for
619 changes in the cost of living in the manner provided by Internal
620 Revenue Code s. 401(a)(17)(B). For any person who first became a
621 member before the first plan year beginning on or after January



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622 1, 1996, the limitation on compensation may not be less than the
623 maximum compensation amount that was allowed to be taken into
624 account under the plan ~~as~~ in effect on July 1, 1993, which
625 limitation shall be adjusted for changes in the cost of living
626 since 1989 in the manner provided by Internal Revenue Code s.
627 401(a) (17) (1991).

628 (8)~~(5)~~ "Creditable service" or "credited service" means the
629 aggregate number of years of service and fractional parts of
630 years of service of any police officer, omitting intervening
631 years and fractional parts of years when such police officer may
632 not have been employed by the municipality subject to the
633 following conditions:

634 (a) A ~~No~~ police officer may not ~~will~~ receive credit for
635 years or fractional parts of years of service if he or she has
636 withdrawn his or her contributions to the fund for those years
637 or fractional parts of years of service, unless the police
638 officer repays into the fund the amount he or she has withdrawn,
639 plus interest as determined by the board. The member has ~~shall~~
640 ~~have~~ at least 90 days after his or her reemployment to make
641 repayment.

642 (b) A police officer may voluntarily leave his or her
643 contributions in the fund for ~~a period of~~ 5 years after leaving
644 the employ of the police department, pending the possibility of
645 his or her being rehired by the same department, without losing
646 credit for the time he or she has participated actively as a
647 police officer. If he or she is not reemployed as a police
648 officer with the same department within 5 years, his or her
649 contributions shall be returned to him or her without interest.

650 (c) Credited service under this chapter shall be provided



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651 only for service as a police officer, ~~as defined in subsection~~
652 ~~(11)~~, or for military service and may not include credit for any
653 other type of service. A municipality ~~may~~, by local ordinance,
654 may provide for the purchase of credit for military service
655 occurring before employment as well as prior service as a police
656 officer for some other employer as long as the police officer is
657 not entitled to receive a benefit for such ~~other~~ prior service
658 ~~as a police officer~~. For purposes of determining credit for
659 prior service, in addition to service as a police officer in
660 this state, credit may be given for federal, other state, or
661 county service as long as such service is recognized by the
662 Criminal Justice Standards and Training Commission within the
663 Department of Law Enforcement as provided under chapter 943 or
664 the police officer provides proof to the board of trustees that
665 such service is equivalent to the service required to meet the
666 definition of a police officer under subsection (16) ~~(11)~~.

667 (d) In determining the creditable service of a ~~any~~ police
668 officer, credit for up to 5 years of the time spent in the
669 military service of the Armed Forces of the United States shall
670 be added to the years of actual service, if:

671 1. The police officer is in the active employ of the
672 municipality before ~~prior to~~ such service and leaves a position,
673 other than a temporary position, for the purpose of voluntary or
674 involuntary service in the Armed Forces of the United States.

675 2. The police officer is entitled to reemployment under ~~the~~
676 ~~provisions of~~ the Uniformed Services Employment and Reemployment
677 Rights Act.

678 3. The police officer returns to his or her employment as a
679 police officer of the municipality within 1 year after ~~from~~ the



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680 date of his or her release from such active service.

681 ~~(9)-(6)~~ "Deferred Retirement Option Plan" or "DROP" means a
682 local law plan retirement option in which a police officer may
683 elect to participate. A police officer may retire for all
684 purposes of the plan and defer receipt of retirement benefits
685 into a DROP account while continuing employment with his or her
686 employer. However, a police officer who enters the DROP and who
687 is otherwise eligible to participate ~~may shall~~ not ~~thereby~~ be
688 precluded from participating, or continuing to participate, in a
689 supplemental plan in existence on, or created after, March 12,
690 1999 ~~the effective date of this act.~~

691 (10) "Defined contribution plan" means the component of a
692 local law plan to which deposits are made to provide benefits
693 for police officers, or for police officers and firefighters if
694 both are included. Such component is an element of a local law
695 plan and exists in conjunction with the defined benefit
696 component that meets the required benefits and minimum standards
697 of this chapter. The retirement benefits of the defined
698 contribution plan shall be provided through individual member
699 accounts, in accordance with the applicable provisions of the
700 Internal Revenue Code and related regulations, and are limited
701 to the contributions made into each member's account and the
702 actual accumulated earnings, net of expenses, earned on the
703 member's account.

704 ~~(11)-(7)~~ "Division" means the Division of Retirement of the
705 Department of Management Services.

706 ~~(12)-(8)~~ "Enrolled actuary" means an actuary who is enrolled
707 under Subtitle C of Title III of the Employee Retirement Income
708 Security Act of 1974 and who is a member of the Society of



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709 Actuaries or the American Academy of Actuaries.

710 (13)~~(9)~~ "Local law municipality" is any municipality in
711 which ~~there exists~~ a local law plan exists.

712 (14)~~(10)~~ "Local law plan" means a retirement defined
713 benefit pension plan, which includes both a defined benefit plan
714 component and a defined contribution plan component, for police
715 officers, or for police officers and firefighters if both are~~7~~
716 ~~where~~ included, as described in s. 185.35, established by
717 municipal ordinance or special act of the Legislature, which
718 ~~enactment~~ sets forth all plan provisions. Local law plan
719 provisions may vary from the provisions of this chapter if the~~7~~
720 ~~provided that~~ required ~~minimum~~ benefits and minimum standards of
721 this chapter are met. However, any such variance must ~~shall~~
722 provide a greater benefit for police officers. Actuarial
723 valuations of local law plans shall be conducted by an enrolled
724 actuary as provided in s. 185.221(2)(b).

725 (15) "Long-term funded ratio" or "funded ratio" means the
726 ratio of the actuarial value of assets of the plan to the
727 actuarial accrued liabilities of the plan, as reported in the
728 most recent actuarial valuation of the plan, deemed to be in
729 compliance with chapter 112 by the Department of Management
730 Services.

731 (16) "Minimum benefits" means the benefits set forth in ss.
732 185.01-185.341 and ss. 185.37-185.50.

733 (17) "Minimum standards" means the standards set forth in
734 ss. 185.01-185.341 and ss. 185.37-185.50.

735 (18)~~(11)~~ "Police officer" means any person who is elected,
736 appointed, or employed full time by a ~~any~~ municipality, who is
737 certified or required to be certified as a law enforcement



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738 officer in compliance with s. 943.1395, who is vested with
739 authority to bear arms and make arrests, and whose primary
740 responsibility is the prevention and detection of crime or the
741 enforcement of the penal, criminal, traffic, or highway laws of
742 the state. The term ~~This definition~~ includes all certified
743 supervisory and command personnel whose duties include, in whole
744 or in part, the supervision, training, guidance, and management
745 responsibilities of full-time law enforcement officers, part-
746 time law enforcement officers, or auxiliary law enforcement
747 officers, but does not include part-time law enforcement
748 officers or auxiliary law enforcement officers as those terms
749 ~~the same~~ are defined in s. 943.10 ~~(6) and (8)~~, respectively. For
750 the purposes of this chapter only, the term also includes
751 ~~"police officer" also shall include~~ a public safety officer who
752 is responsible for performing both police and fire services. Any
753 plan may provide that the police chief shall have an option to
754 participate, ~~or not,~~ in that plan.

755 ~~(19)(12)~~ "Police Officers' Retirement Trust Fund" means a
756 trust fund, by whatever name known, as provided under s. 185.03
757 for the purpose of assisting municipalities in establishing and
758 maintaining a retirement plan for police officers.

759 (20) "Required benefits" means the lesser of the minimum
760 benefits set forth in this chapter and the base benefits of the
761 plan. For local law plans created after March 1, 2013, the
762 required benefits are the minimum benefits set forth in this
763 chapter.

764 ~~(21)(13)~~ "Retiree" or "retired police officer" means a
765 police officer who has entered retirement status. For the
766 purposes of a plan that includes a Deferred Retirement Option



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767 Plan (DROP), a police officer who enters ~~the~~ DROP is shall be
768 considered a retiree for all purposes of the plan. However, a
769 police officer who enters ~~the~~ DROP and who is otherwise eligible
770 to participate may shall not ~~thereby~~ be precluded from
771 participating, or continuing to participate, in a supplemental
772 plan in existence on, or created after, March 12, 1999 the
773 ~~effective date of this act.~~

774 (22)-(14) "Retirement" means a police officer's separation
775 from city employment as a police officer with immediate
776 eligibility for ~~receipt of~~ benefits under the plan. For purposes
777 of a plan that includes a Deferred Retirement Option Plan
778 (DROP), "retirement" means the date a police officer enters ~~the~~
779 DROP.

780 (23) "Special benefits" means benefits provided in a
781 defined contribution plan for police officers.

782 (24)-(15) "Supplemental plan" means a plan to which deposits
783 of the premium tax moneys as provided in s. 185.08 are made to
784 provide extra benefits to police officers, or police officers
785 and firefighters if both are where included, ~~under this chapter.~~
786 Such a plan is an element of a local law plan and exists in
787 conjunction with a defined benefit component plan that meets the
788 required minimum benefits and minimum standards of this chapter.
789 Any supplemental plan in existence on March 1, 2013, shall be
790 deemed to be defined contribution plan in compliance with s.
791 185.35(8).

792 (25)-(16) "Supplemental plan municipality" means a any local
793 law municipality in which ~~there existed~~ a supplemental plan
794 existed as of December 1, 2000.

795 Section 9. Paragraph (b) of subsection (6) of section



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796 185.06, Florida Statutes, is amended to read:

797 185.06 General powers and duties of board of trustees.—For
798 any municipality, chapter plan, local law municipality, or local
799 law plan under this chapter:

800 (6) To assist the board in meeting its responsibilities
801 under this chapter, the board, if it so elects, may:

802 (b) Employ an independent enrolled actuary, as defined in
803 s. 185.02~~(8)~~, at the pension fund's expense.

804
805 If the board chooses to use the municipality's or special
806 district's legal counsel or actuary, or chooses to use any of
807 the municipality's other professional, technical, or other
808 advisers, it must do so only under terms and conditions
809 acceptable to the board.

810 Section 10. Paragraphs (d) through (g) of subsection (1) of
811 section 185.07, Florida Statutes, are amended, and a new
812 paragraph (e) is added to that subsection, to read:

813 185.07 Creation and maintenance of fund.—For any
814 municipality, chapter plan, local law municipality, or local law
815 plan under this chapter:

816 (1) The municipal police officers' retirement trust fund in
817 each municipality described in s. 185.03 shall be created and
818 maintained in the following manner:

819 (d) By payment by the municipality or other sources of a
820 sum equal to the normal cost and the amount required to fund any
821 actuarial deficiency shown by an actuarial valuation as provided
822 in part VII of chapter 112 after taking into account the amounts
823 described in paragraphs (b), (c), (f), (g), and (h) and the
824 amounts of the tax proceeds described in paragraph (a) which



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825 must be used to fund defined benefit plan benefits, except as
826 otherwise excluded from consideration in determining the
827 mandatory payment.

828 (e) For local law plans, and in addition to the mandatory
829 payment described in paragraph (d), by mandatory payment by the
830 municipality of the amount specified in s. 185.35(3), if the
831 long-term funded ratio of the plan is less than 80 percent.

832 (f)~~(e)~~ By all gifts, bequests and devises when donated to
833 the fund.

834 (g)~~(f)~~ By all accretions to the fund by way of interest or
835 dividends on bank deposits or otherwise.

836 (h)~~(g)~~ By all other sources of income now or hereafter
837 authorized by law for the augmentation of such municipal police
838 officers' retirement trust fund.

839
840 Nothing in this section shall be construed to require adjustment
841 of member contribution rates in effect on the date this act
842 becomes a law, including rates that exceed 5 percent of salary,
843 provided that such rates are at least one-half of 1 percent of
844 salary.

845 Section 11. Subsection (2) of section 185.16, Florida
846 Statutes, is amended to read:

847 185.16 Requirements for retirement.—For any municipality,
848 chapter plan, local law municipality, or local law plan under
849 this chapter, any police officer who completes 10 or more years
850 of creditable service as a police officer and attains age 55, or
851 completes 25 years of creditable service as a police officer and
852 attains age 52, and for such period has been a member of the
853 retirement fund is eligible for normal retirement benefits.



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854 Normal retirement under the plan is retirement from the service
855 of the city on or after the normal retirement date. In such
856 event, for chapter plans and local law plans, payment of
857 retirement income will be governed by the following provisions
858 of this section:

859 (2) The amount of the monthly retirement income payable to
860 a police officer who retires on or after his or her normal
861 retirement date shall be an amount equal to the number of the
862 police officer's years of credited service multiplied by 2
863 percent of his or her average final compensation. ~~However, if~~
864 ~~current state contributions pursuant to this chapter are not~~
865 ~~adequate to fund the additional benefits to meet the minimum~~
866 ~~requirements in this chapter, only increment increases shall be~~
867 ~~required as state moneys are adequate to provide. Such~~
868 ~~increments shall be provided as state moneys become available.~~

869 Section 12. Section 185.35, Florida Statutes, is amended to
870 read:

871 185.35 Municipalities that have ~~having~~ their own retirement
872 ~~pension~~ plans for police officers. ~~For any municipality, chapter~~
873 ~~plan, local law municipality, or local law plan under this~~
874 ~~chapter,~~ In order for a municipality that has municipalities
875 ~~with its their own retirement plan pension plans~~ for police
876 officers, or for police officers and firefighters if both are
877 included, to participate in the distribution of the tax fund
878 established under ~~pursuant to~~ s. 185.08, a local law plan and
879 its plan sponsor plans must meet the required ~~minimum~~ benefits
880 and minimum standards set forth in this chapter:

881 (1) If a municipality has a retirement ~~pension~~ plan for
882 police officers, or for police officers and firefighters if both



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883 are included, which, in the opinion of the division, meets the
884 required ~~minimum~~ benefits and minimum standards set forth in
885 this chapter, the board of trustees of the pension plan must, ~~as~~
886 ~~approved by a majority of police officers of the municipality,~~
887 ~~may:~~

888 ~~(a)~~ place the income from the premium tax in s. 185.08 in
889 such ~~pension~~ plan for the sole and exclusive use of its police
890 officers, or its police officers and firefighters if included,
891 where it shall become an integral part of that ~~pension~~ plan and
892 ~~shall~~ be used to fund benefits for police officers as follows:

893 (a) The base premium tax revenues must be used to fund base
894 benefits.

895 (b) Of the premium tax revenues received which are in
896 excess of the amount received for the 2012 calendar year, and
897 any accumulations of additional premium tax revenues which have
898 not been applied to fund extra benefits:

899 1. If the plan has a long-term funded ratio of less than 80
900 percent:

901 a. Fifty percent must be used as additional contributions
902 to pay the plan's actuarial deficiency and may not be considered
903 in the determination of the mandatory payment described in s.
904 185.07(1)(d);

905 b. Twenty-five percent must be used to fund base benefits;
906 and

907 c. The remainder must be placed in a defined contribution
908 plan to fund special benefits.

909 2. If the plan has a long-term funded ratio of 80 percent
910 or greater:

911 a. Fifty percent must be used to fund base benefits; and



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912 b. The remainder must be placed in a defined contribution
913 plan to fund special benefits.

914 (c) Additional premium tax revenues not described in
915 paragraph (b) must be used to fund benefits that were not
916 included in the base benefits ~~pay extra benefits to the police~~
917 ~~officers included in that pension plan; or~~

918 ~~(b) May place the income from the premium tax in s. 185.08~~
919 ~~in a separate supplemental plan to pay extra benefits to the~~
920 ~~police officers, or police officers and firefighters if~~
921 ~~included, participating in such separate supplemental plan.~~

922 (2) Insurance premium tax revenues may not be used to fund
923 benefits provided in a defined benefit plan which were not
924 provided by the plan as of March 1, 2013; however, for a local
925 law plan created after March 1, 2013, up to 50 percent of the
926 insurance premium tax revenues may be used to fund defined
927 benefit plan component benefits and the remainder must be used
928 to fund defined contribution plan component benefits.

929 (3) If a plan offers benefits in excess of its required
930 benefits, such benefits may be reduced if the plan continues to
931 meet the required benefits of the plan and the minimum standards
932 set forth in this chapter. The amount of insurance premium tax
933 revenues previously used to fund benefits in excess of the
934 plan's required benefits before the reduction must be used as
935 provided in subsection (1)(b). Twenty-five percent of the amount
936 of any mandatory contribution paid by the municipality or
937 special fire control district which was previously used to fund
938 benefits above the level of required benefits provided before
939 the reduction must be used as additional contributions as
940 specified in s. 185.07 to fund the plan's actuarial deficiency.



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941 ~~(4)-(2)~~ The premium tax provided by this chapter shall ~~in~~
942 ~~all cases~~ be used in its entirety to provide retirement ~~extra~~
943 benefits to police officers, or to police officers and
944 firefighters if both are included. ~~However, local law plans in~~
945 ~~effect on October 1, 1998, must comply with the minimum benefit~~
946 ~~provisions of this chapter only to the extent that additional~~
947 ~~premium tax revenues become available to incrementally fund the~~
948 ~~cost of such compliance as provided in s. 185.16(2). If a plan~~
949 ~~is in compliance with such minimum benefit provisions, as~~
950 ~~subsequent additional tax revenues become available, they shall~~
951 ~~be used to provide extra benefits.~~ Local law plans created by
952 special act before May 27, 1939, shall be deemed to comply with
953 this chapter. ~~For the purpose of this chapter, the term:~~

954 ~~(a) "Additional premium tax revenues" means revenues~~
955 ~~received by a municipality pursuant to s. 185.10 which exceed~~
956 ~~the amount received for calendar year 1997.~~

957 ~~(b) "Extra benefits" means benefits in addition to or~~
958 ~~greater than those provided to general employees of the~~
959 ~~municipality and in addition to those in existence for police~~
960 ~~officers on March 12, 1999.~~

961 ~~(5)-(3)~~ A retirement plan or amendment to a retirement plan
962 may not be proposed for adoption unless the proposed plan or
963 amendment contains an actuarial estimate of the costs involved.
964 Such proposed plan or proposed plan change may not be adopted
965 without the approval of the municipality or, where permitted,
966 the Legislature. Copies of the proposed plan or proposed plan
967 change and the actuarial impact statement of the proposed plan
968 or proposed plan change shall be furnished to the division
969 before the last public hearing thereon. Such statement must also



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970 indicate whether the proposed plan or proposed plan change is in
971 compliance with s. 14, Art. X of the State Constitution and
972 those provisions of part VII of chapter 112 which are not
973 expressly provided in this chapter. Notwithstanding any other
974 provision, only those local law plans created by special act of
975 legislation before May 27, 1939, are deemed to meet the minimum
976 benefits and minimum standards only in this chapter.

977 (6)~~(4)~~ Notwithstanding any other provision, with respect to
978 any supplemental plan municipality:

979 (a) Section 185.02(7)(a) ~~185.02(4)(a)~~ does not apply, and a
980 local law plan and a supplemental plan may continue to use their
981 definition of compensation or salary in existence on March 12,
982 1999.

983 (b) A local law plan and a supplemental plan must continue
984 to be administered by a board or boards of trustees numbered,
985 constituted, and selected as the board or boards were numbered,
986 constituted, and selected on December 1, 2000.

987 ~~(c) The election set forth in paragraph (1)(b) is deemed to~~
988 ~~have been made.~~

989 (7)~~(5)~~ The retirement plan setting forth the benefits and
990 the trust agreement, if any, covering the duties and
991 responsibilities of the trustees and the regulations of the
992 investment of funds must be in writing and copies made available
993 to the participants and to the general public.

994 (8) In addition to the defined benefit component of the
995 local law plan, each plan sponsor must have a defined
996 contribution plan component within the local law plan by October
997 1, 2013, or upon the creation date of a new participating plan.
998 However, the plan sponsor of any plan established by special act



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999 of the Legislature has until July 1, 2014, to create a defined
1000 contribution component within the plan.

1001 (9) Notwithstanding any other provision of this chapter, a
1002 municipality that has implemented or proposed changes to a local
1003 law plan based on the municipality's reliance on an
1004 interpretation of this chapter by the department on or after
1005 August 14, 2012 and before February 1, 2013, may continue the
1006 implemented changes or continue to implement proposed changes.
1007 Such reliance must be evidenced by formal correspondence between
1008 the municipality and the department which describes the specific
1009 changes to the local law plan, with the initial correspondence
1010 from the municipality dated prior to February 1, 2013. The
1011 changes to the local law plan which are otherwise contrary to
1012 the provisions of this chapter may continue in effect until the
1013 earlier of October 1, 2016, or the effective date of a
1014 collective bargaining agreement that is contrary to the changes
1015 to the local law plan.

1016 Section 13. The Legislature finds that a proper and
1017 legitimate state purpose is served when employees and retirees
1018 of the state and its political subdivisions, and the dependents,
1019 survivors, and beneficiaries of such employees and retirees, are
1020 extended the basic protections afforded by governmental
1021 retirement systems that provide fair and adequate benefits and
1022 that are managed, administered, and funded in an actuarially
1023 sound manner as required by s. 14, Article X of the State
1024 Constitution and part VII of chapter 112, Florida Statutes.
1025 Therefore, the Legislature determines and declares that this act
1026 fulfills an important state interest.

1027 Section 14. This act shall take effect July 1, 2013.



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1028
1029 ===== T I T L E A M E N D M E N T =====

1030 And the title is amended as follows:

1031 Delete everything before the enacting clause
1032 and insert:

1033 A bill to be entitled
1034 An act relating to firefighter and police officer
1035 pension plans; amending s. 175.021, F.S.; revising the
1036 legislative declaration to require all plans to meet
1037 the requirements of ch. 175, F.S., in order to receive
1038 insurance premium tax revenues; amending s. 175.032,
1039 F.S.; revising definitions to conform to changes made
1040 by the act and adding new definitions; amending s.
1041 175.071, F.S.; conforming a cross-reference; amending
1042 s. 175.091, F.S.; revising existing payment provisions
1043 and providing for an additional mandatory payment by
1044 the municipality or special fire control district to
1045 the firefighters' pension trust fund; amending s.
1046 175.162, F.S.; deleting a limitation on state
1047 contributions funding additional benefits; amending s.
1048 175.351, F.S., relating to municipalities and special
1049 fire control districts that have their own pension
1050 plans and want to participate in the distribution of a
1051 tax fund; revising criteria governing the use of
1052 income from the premium tax; requiring plan sponsors
1053 to have a defined contribution plan in place by a
1054 certain date; authorizing a municipality to implement
1055 certain changes to a local law plan which are contrary
1056 to ch. 175, F.S., under certain time-limited



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1057 circumstances; amending s. 185.01, F.S.; revising the
1058 legislative declaration to require all plans to meet
1059 the requirements of ch. 185, F.S., in order to receive
1060 insurance premium tax revenues; amending s. 185.02,
1061 F.S.; revising definitions to conform to changes made
1062 by the act and adding new definitions; deleting a
1063 provision allowing a local law plan to limit the
1064 amount of overtime payments which can be used for
1065 retirement benefit calculations; amending s. 185.06,
1066 F.S.; conforming a cross-reference; amending s.
1067 185.07, F.S.; revising existing payment provisions and
1068 providing for an additional mandatory payment by the
1069 municipality to the police officers' retirement trust
1070 fund; amending s. 185.16, F.S.; deleting a limitation
1071 on state contributions funding additional benefits;
1072 amending s. 185.35, F.S., relating to municipalities
1073 that have their own pension plans for police officers
1074 and want to participate in the distribution of a tax
1075 fund; revising criteria governing the use of income
1076 from the premium tax; requiring plan sponsors to have
1077 a defined contribution plan in place by a certain
1078 date; authorizing a municipality to implement certain
1079 changes to a local law plan which are contrary to ch.
1080 185, F.S., under certain time-limited circumstances;
1081 providing a declaration of important state interest;
1082 providing an effective date.

By the Committee on Governmental Oversight and Accountability;
and Senator Ring

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1 A bill to be entitled
2 An act relating to firefighter and police officer
3 pension plans; amending s. 175.021, F.S.; revising the
4 legislative declaration to require all plans to meet
5 the requirements of ch. 175, F.S., in order to receive
6 insurance premium tax revenues; amending s. 175.032,
7 F.S.; revising definitions to conform to changes made
8 by the act and adding new definitions; amending s.
9 175.071, F.S.; conforming a cross-reference; amending
10 s. 175.091, F.S.; revising existing payment provisions
11 and providing an additional mandatory payment by the
12 municipality or special fire control district to the
13 firefighters' pension trust fund; amending s. 175.351,
14 F.S., relating to municipalities and special fire
15 control districts that have their own pension plans
16 and want to participate in the distribution of a tax
17 fund; revising how income from the premium tax must be
18 used; requiring plan sponsors to have a defined
19 contribution plan in place by a certain date; amending
20 s. 185.01, F.S.; revising the legislative declaration
21 to require all plans to meet the requirements of ch.
22 185, F.S., in order to receive insurance premium tax
23 revenues; amending s. 185.02, F.S.; revising
24 definitions to conform to changes made by the act and
25 adding new definitions; deleting a provision allowing
26 a local law plan to limit the amount of overtime
27 payments which can be used for retirement benefit
28 calculations; amending s. 185.06, F.S.; conforming a
29 cross-reference; amending s. 185.07, F.S.; revising

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30 existing payment provisions and providing for an
31 additional mandatory payment by the municipality to
32 the police officers' retirement trust fund; amending
33 s. 185.35, F.S., relating to municipalities that have
34 their own pension plans for police officers and want
35 to participate in the distribution of a tax fund;
36 revising how income from the premium tax must be used;
37 requiring plan sponsors to have a defined contribution
38 plan in place by a certain date; providing a
39 declaration of important state interest; providing an
40 effective date.

41
42 Be It Enacted by the Legislature of the State of Florida:

43
44 Section 1. Subsection (2) of section 175.021, Florida
45 Statutes, is amended to read:

46 175.021 Legislative declaration.—

47 (2) This chapter hereby establishes, for all municipal and
48 special district pension plans existing ~~now or hereafter~~ under
49 this chapter, including chapter plans and local law plans, base
50 ~~minimum~~ benefits and minimum standards for the operation and
51 funding of such plans, hereinafter referred to as firefighters'
52 pension trust funds, which must be met as a condition precedent
53 to the plan or plan sponsor receiving a distribution of
54 insurance premium tax revenues under s. 175.121. The base
55 ~~minimum~~ benefits and minimum standards for each plan as set
56 forth in this chapter may not be diminished by local charter,
57 ordinance, or resolution or by special act of the Legislature,
58 or nor may the minimum benefits or minimum standards be reduced

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59 or offset by any other local, state, or federal law that may
60 include firefighters in its operation, except as provided under
61 s. 112.65.

62 Section 2. Section 175.032, Florida Statutes, is amended to
63 read:

64 175.032 Definitions.—For any municipality, special fire
65 control district, chapter plan, local law municipality, local
66 law special fire control district, or local law plan under this
67 chapter, the term following words and phrases have the following
68 meanings:

69 (1) "Additional premium tax revenues" means revenues
70 received by a municipality or special fire control district
71 pursuant to s. 175.121 which exceed base premium tax revenues.

72 (2)(1)(a) "Average final compensation" for:

73 (a) A full-time firefighter means one-twelfth of the
74 average annual compensation of the 5 best years of the last 10
75 years of creditable service ~~before~~ prior to retirement,
76 termination, or death, or the career average as a full-time
77 firefighter since July 1, 1953, whichever is greater. A year is
78 ~~shall be~~ 12 consecutive months or such other consecutive period
79 of time as is used and consistently applied.

80 (b) ~~"Average final compensation" for~~ A volunteer
81 firefighter means the average salary of the 5 best years of the
82 last 10 best contributing years before ~~a prior~~ to change in
83 status to a permanent full-time firefighter or retirement as a
84 volunteer firefighter or the career average of a volunteer
85 firefighter, since July 1, 1953, whichever is greater.

86 (3) "Base benefits" means the level of benefits in
87 existence for firefighters on March 12, 1999.

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88 (4) "Base premium tax revenues" means revenues received by
89 a municipality or special fire control district pursuant to s.
90 175.121 equal to the amount of such revenues received for
91 calendar year 1997.

92 (5)(2) "Chapter plan" means a separate defined benefit
93 pension plan for firefighters which incorporates by reference
94 the provisions of this chapter and has been adopted by the
95 governing body of a municipality or special district. Except as
96 may be specifically authorized in this chapter, the provisions
97 of a chapter plan may not differ from the plan provisions set
98 forth in ss. 175.021-175.341 and 175.361-175.401. Actuarial
99 valuations of chapter plans shall be conducted by the division
100 as provided by s. 175.261(1).

101 (6)(3) "Compensation" or "salary" means, for
102 noncollectively bargained service earned before July 1, 2011, or
103 for service earned under collective bargaining agreements in
104 place before July 1, 2011, the fixed monthly remuneration paid a
105 firefighter. If remuneration is based on actual services
106 rendered, as in the case of a volunteer firefighter, the term
107 means the total cash remuneration received yearly for such
108 services, prorated on a monthly basis. For noncollectively
109 bargained service earned on or after July 1, 2011, or for
110 service earned under collective bargaining agreements entered
111 into on or after July 1, 2011, the term has the same meaning
112 except that when calculating retirement benefits, up to 300
113 hours per year in overtime compensation may be included as
114 specified in the plan or collective bargaining agreement, but
115 payments for accrued unused sick or annual leave may not be
116 included.

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117 (a) Any retirement trust fund or plan that meets the
 118 requirements of this chapter does not, solely by virtue of this
 119 subsection, reduce or diminish the monthly retirement income
 120 otherwise payable to each firefighter covered by the retirement
 121 trust fund or plan.

122 (b) The member's compensation or salary contributed as
 123 employee-elective salary reductions or deferrals to any salary
 124 reduction, deferred compensation, or tax-sheltered annuity
 125 program authorized under the Internal Revenue Code shall be
 126 deemed to be the compensation or salary the member would receive
 127 if he or she were not participating in such program and ~~shall be~~
 128 treated as compensation for retirement purposes under this
 129 chapter.

130 (c) For any person who first becomes a member in any plan
 131 year beginning on or after January 1, 1996, compensation for
 132 that plan year may not include any amounts in excess of the
 133 Internal Revenue Code s. 401(a)(17) limitation, as amended by
 134 the Omnibus Budget Reconciliation Act of 1993, which limitation
 135 of \$150,000 shall be adjusted as required by federal law for
 136 qualified government plans and shall be further adjusted for
 137 changes in the cost of living in the manner provided by Internal
 138 Revenue Code s. 401(a)(17)(B). For any person who first became a
 139 member before the first plan year beginning on or after January
 140 1, 1996, the limitation on compensation may not be less than the
 141 maximum compensation amount that was allowed to be taken into
 142 account under the plan in effect on July 1, 1993, which
 143 limitation shall be adjusted for changes in the cost of living
 144 since 1989 in the manner provided by Internal Revenue Code s.
 145 401(a)(17)(1991).

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146 ~~(7)(4)~~ "Creditable service" or "credited service" means the
 147 aggregate number of years of service, and fractional parts of
 148 years of service, of any firefighter, omitting intervening years
 149 and fractional parts of years when such firefighter may not have
 150 been employed by the municipality or special fire control
 151 district, subject to the following conditions:

152 (a) A ~~No~~ firefighter may not ~~will~~ receive credit for years
 153 or fractional parts of years of service if he or she has
 154 withdrawn his or her contributions to the fund for those years
 155 or fractional parts of years of service, unless the firefighter
 156 repays into the fund the amount he or she has withdrawn, plus
 157 interest determined by the board. The member shall have at least
 158 90 days after his or her reemployment to make repayment.

159 (b) A firefighter may voluntarily leave his or her
 160 contributions in the fund for ~~a period of~~ 5 years after leaving
 161 the employ of the fire department, pending the possibility of
 162 being rehired by the same department, without losing credit for
 163 the time he or she has participated actively as a firefighter.
 164 If the firefighter is not reemployed as a firefighter, with the
 165 same department, within 5 years, his or her contributions shall
 166 be returned without interest.

167 (c) Credited service under this chapter shall be provided
 168 only for service as a firefighter, ~~as defined in subsection (8),~~
 169 or for military service and does not include credit for any
 170 other type of service. A municipality ~~may~~, by local ordinance,
 171 or a special fire control district ~~may~~, by resolution, may
 172 provide for the purchase of credit for military service prior to
 173 employment as well as for prior service as a firefighter for
 174 some other employer as long as a firefighter is not entitled to

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175 receive a benefit for such prior service ~~as a firefighter~~. For
 176 purposes of determining credit for prior service as a
 177 firefighter, in addition to service as a firefighter in this
 178 state, credit may be given for federal, other state, or county
 179 service if the prior service is recognized by the Division of
 180 State Fire Marshal as provided under chapter 633, or the
 181 firefighter provides proof to the board of trustees that his or
 182 her service is equivalent to the service required to meet the
 183 definition of a firefighter under subsection (12) ~~(8)~~.

184 (8) ~~(5)~~ "Deferred Retirement Option Plan" or "DROP" means a
 185 local law plan retirement option in which a firefighter may
 186 elect to participate. A firefighter may retire for all purposes
 187 of the plan and defer receipt of retirement benefits into a DROP
 188 account while continuing employment with his or her employer.
 189 However, a firefighter who enters ~~the~~ DROP and who is otherwise
 190 eligible to participate may ~~shall~~ not ~~thereby~~ be precluded from
 191 participating, or continuing to participate, in a supplemental
 192 plan in existence on, or created after, March 12, 1999 ~~the~~
 193 ~~effective date of this act.~~

194 (9) "Defined contribution plan" means the component of a
 195 local law plan to which deposits are made to provide benefits
 196 for firefighters, or for firefighters and police officers if
 197 both are included, under this chapter. Such component is an
 198 element of a local law plan and exists in conjunction with the
 199 defined benefit component that meets the base benefits and
 200 minimum standards of this chapter. The retirement benefits of
 201 the defined contribution plan shall be provided through
 202 individual member accounts in accordance with the applicable
 203 provisions of the Internal Revenue Code and related regulations

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204 and are limited to the contributions made into each member's
 205 account and the actual accumulated earnings, net of expenses,
 206 earned on the member's account.

207 (10) ~~(6)~~ "Division" means the Division of Retirement of the
 208 Department of Management Services.

209 (11) ~~(7)~~ "Enrolled actuary" means an actuary who is enrolled
 210 under Subtitle C of Title III of the Employee Retirement Income
 211 Security Act of 1974 and who is a member of the Society of
 212 Actuaries or the American Academy of Actuaries.

213 (12) ~~(8)~~ (a) "Firefighter" means any person employed solely
 214 by a constituted fire department of any municipality or special
 215 fire control district who is certified as a firefighter as a
 216 condition of employment in accordance with s. 633.35 and whose
 217 duty it is to extinguish fires, to protect life, or to protect
 218 property. The term includes all certified, supervisory, and
 219 command personnel whose duties include, in whole or in part, the
 220 supervision, training, guidance, and management responsibilities
 221 of full-time firefighters, part-time firefighters, or auxiliary
 222 firefighters but does not include part-time firefighters or
 223 auxiliary firefighters. However, for purposes of this chapter
 224 only, the term also includes public safety officers who are
 225 responsible for performing both police and fire services, who
 226 are certified as police officers or firefighters, and who are
 227 certified by their employers to the Chief Financial Officer as
 228 participating in this chapter before October 1, 1979. Effective
 229 October 1, 1979, public safety officers who have not been
 230 certified as participating in this chapter are considered police
 231 officers for retirement purposes and are eligible to participate
 232 in chapter 185. Any plan may provide that the fire chief has an

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233 option to participate, or not, in that plan.

234 (b) "Volunteer firefighter" means any person whose name is
 235 carried on the active membership roll of a constituted volunteer
 236 fire department or a combination of a paid and volunteer fire
 237 department of any municipality or special fire control district
 238 and whose duty it is to extinguish fires, to protect life, and
 239 to protect property. Compensation for services rendered by a
 240 volunteer firefighter shall not disqualify him or her as a
 241 volunteer. A person shall not be disqualified as a volunteer
 242 firefighter solely because he or she has other gainful
 243 employment. Any person who volunteers assistance at a fire but
 244 is not an active member of a department described herein is not
 245 a volunteer firefighter within the meaning of this paragraph.

246 (13)-(9) "Firefighters' Pension Trust Fund" means a trust
 247 fund, by whatever name known, as provided under s. 175.041, for
 248 the purpose of assisting municipalities and special fire control
 249 districts in establishing and maintaining a retirement plan for
 250 firefighters.

251 (14)-(10) "Local law municipality" is any municipality in
 252 which ~~there exists~~ a local law plan exists.

253 (15)-(11) "Local law plan" means a retirement defined
 254 benefit pension plan, which includes both a defined benefit plan
 255 component and a defined contribution plan component, for
 256 firefighters, or for firefighters or police officers if both are
 257 where included, as described in s. 175.351, established by
 258 municipal ordinance, special district resolution, or special act
 259 of the Legislature, which ~~enactment~~ sets forth all plan
 260 provisions. Local law plan provisions may vary from the
 261 provisions of this chapter if the base, provided that required

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262 ~~minimum~~ benefits and minimum standards of this chapter are met.
 263 However, any such variance must ~~shall~~ provide a greater benefit
 264 for firefighters. Actuarial valuations of local law plans shall
 265 be conducted by an enrolled actuary as provided in s.
 266 175.261(2).

267 (16)-(12) "Local law special fire control district" is any
 268 special fire control district in which ~~there exists~~ a local law
 269 plan exists.

270 (17) "Long-term funded ratio" or "funded ratio" means the
 271 ratio of the actuarial value of assets of the plan to the
 272 actuarial accrued liabilities of the plan, as reported in the
 273 most recent actuarial valuation of the plan, deemed to be in
 274 compliance with chapter 112 by the Department of Management
 275 Services.

276 (18)-(13) "Property insurance" means property insurance as
 277 defined in s. 624.604 and covers real and personal property
 278 within the corporate limits of a ~~any~~ municipality, or within the
 279 boundaries of a ~~any~~ special fire control district, within the
 280 state. "Multiple peril" means a combination or package policy
 281 that includes both property and casualty coverage for a single
 282 premium.

283 (19)-(14) "Retiree" or "retired firefighter" means a
 284 firefighter who has entered retirement status. For the purposes
 285 of a plan that includes a Deferred Retirement Option Plan
 286 (DROP), a firefighter who enters ~~the~~ DROP is ~~shall be~~ considered
 287 a retiree for all purposes of the plan. However, a firefighter
 288 who enters ~~the~~ DROP and who is otherwise eligible to participate
 289 may ~~shall~~ not ~~thereby~~ be precluded from participating, or
 290 continuing to participate, in a supplemental plan in existence

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291 on, or created after, March 12, 1999 ~~the effective date of this~~
 292 ~~act.~~

293 ~~(20)(15)~~ "Retirement" means a firefighter's separation from
 294 city or fire district employment as a firefighter with immediate
 295 eligibility for ~~receipt of~~ benefits under the plan. For purposes
 296 of a plan that includes a Deferred Retirement Option Plan
 297 (DROP), "retirement" means the date a firefighter enters ~~the~~
 298 DROP.

299 (21) "Special benefits" means benefits provided in a
 300 defined contribution plan for firefighters.

301 ~~(22)(16)~~ "Special fire control district" means a special
 302 district, as defined in s. 189.403~~(1)~~, established for the
 303 purposes of extinguishing fires, protecting life, and protecting
 304 property within the incorporated or unincorporated portions of a
 305 ~~any~~ county or combination of counties, or within any combination
 306 of incorporated and unincorporated portions of a ~~any~~ county or
 307 combination of counties. The term does not include any dependent
 308 or independent special district, as those terms are defined in
 309 s. 189.403~~(2)~~ and ~~(3)~~, ~~respectively~~, the employees of which are
 310 members of the Florida Retirement System pursuant to s.
 311 121.051(1) or (2).

312 ~~(23)(17)~~ "Supplemental plan" means a plan to which deposits
 313 are made to provide extra benefits for firefighters, or for
 314 firefighters and police officers if both are ~~where~~ included,
 315 under this chapter. Such a plan is an element of a local law
 316 plan and exists in conjunction with a defined benefit component
 317 ~~plan~~ that meets the base minimum benefits and minimum standards
 318 of this chapter.

319 ~~(24)(18)~~ "Supplemental plan municipality" means a ~~any~~ local

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320 law municipality in which ~~there existed~~ a supplemental plan
 321 existed, of any type or nature, as of December 1, 2000.

322 Section 3. Paragraph (b) of subsection (7) of section
 323 175.071, Florida Statutes, is amended to read:

324 175.071 General powers and duties of board of trustees.—For
 325 any municipality, special fire control district, chapter plan,
 326 local law municipality, local law special fire control district,
 327 or local law plan under this chapter:

328 (7) To assist the board in meeting its responsibilities
 329 under this chapter, the board, if it so elects, may:

330 (b) Employ an independent enrolled actuary, as defined in
 331 s. 175.032~~(7)~~, at the pension fund's expense.

332
 333 If the board chooses to use the municipality's or special
 334 district's legal counsel or actuary, or chooses to use any of
 335 the municipality's or special district's other professional,
 336 technical, or other advisers, it must do so only under terms and
 337 conditions acceptable to the board.

338 Section 4. Paragraphs (d) through (g) of subsection (1) of
 339 section 175.091, Florida Statutes, are amended, and a new
 340 paragraph (e) is added to that subsection, to read:

341 175.091 Creation and maintenance of fund.—For any
 342 municipality, special fire control district, chapter plan, local
 343 law municipality, local law special fire control district, or
 344 local law plan under this chapter:

345 (1) The firefighters' pension trust fund in each
 346 municipality and in each special fire control district shall be
 347 created and maintained in the following manner:

348 (d) By mandatory payment by the municipality or special

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349 fire control district of a sum equal to the normal cost of and
 350 the amount required to fund any actuarial deficiency shown by an
 351 actuarial valuation as provided in part VII of chapter 112 after
 352 taking into account the amounts described in paragraphs (b),
 353 (c), (f), (g), and (h) and the amounts of the tax proceeds
 354 described in paragraph (a) that must be used to fund defined
 355 benefit plan benefits, except as otherwise excluded from
 356 consideration in determining the mandatory payment.

357 (e) For local law plans, and in addition to the mandatory
 358 payment described in paragraph (d), by mandatory payment by the
 359 municipality or special fire control district of the amount
 360 specified in s. 175.351(3) if the long-term funded ratio of the
 361 plan is less than 80 percent.

362 (f)(e) By all gifts, bequests, and devises when donated to
 363 the fund.

364 (g)(f) By all accretions to the fund by way of interest or
 365 dividends on bank deposits, or otherwise.

366 (h)(g) By all other sources or income now or hereafter
 367 authorized by law for the augmentation of such firefighters'
 368 pension trust fund.

369
 370 Nothing in this section shall be construed to require adjustment
 371 of member contribution rates in effect on the date this act
 372 becomes a law, including rates that exceed 5 percent of salary,
 373 provided that such rates are at least one-half of 1 percent of
 374 salary.

375 Section 5. Section 175.351, Florida Statutes, is amended to
 376 read:

377 175.351 Municipalities and special fire control districts

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378 having their own pension plans for firefighters. ~~For any~~
 379 ~~municipality, special fire control district, local law~~
 380 ~~municipality, local law special fire control district, or local~~
 381 ~~law plan under this chapter,~~ In order for a municipality or
 382 ~~municipalities and~~ special fire control district that has its
 383 ~~districts with their own pension plan plans~~ for firefighters, or
 384 for firefighters and police officers if both are included, to
 385 participate in the distribution of the tax fund established
 386 ~~under pursuant to s. 175.101, a local law plan and its plan~~
 387 ~~sponsor plans~~ must meet the base minimum benefits and minimum
 388 standards set forth in this chapter.

389 (1) If a municipality has a pension plan for firefighters,
 390 or a pension plan for firefighters and police officers if both
 391 are included, which in the opinion of the division meets the
 392 base minimum benefits and minimum standards set forth in this
 393 chapter, the board of trustees of the pension plan, as approved
 394 by a majority of firefighters of the municipality, must ~~may~~
 395 ~~(a)~~ place the income from the premium tax in s. 175.101 in
 396 such ~~pension~~ plan for the sole and exclusive use of its
 397 firefighters, or for firefighters and police officers if both
 398 are included, where it shall become an integral part of that
 399 ~~pension~~ plan and ~~shall~~ be used to fund benefits for firefighters
 400 as follows:

401 (a) The base premium tax revenues must be used to fund base
 402 benefits.

403 (b) Of the premium tax revenues received that are in excess
 404 of the amount received for the 2012 calendar year, and any
 405 accumulations of additional premium tax revenues that have not
 406 been applied to fund extra benefits:

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407 1. If the plan has a long-term funded ratio of less than 80
 408 percent:

409 a. Fifty percent must be used as additional contributions
 410 to pay the plan's actuarial deficiency and may not be considered
 411 in the determination of the mandatory payment described in s.
 412 175.091(1)(d);

413 b. Twenty-five percent must be used to fund base benefits;
 414 and

415 c. Twenty-five percent must be placed in a defined
 416 contribution plan to fund special benefits.

417 2. If the plan has a long-term funded ratio of 80 percent
 418 or greater:

419 a. Fifty percent must be used to fund base benefits; and

420 b. Fifty percent must be placed in a defined contribution
 421 plan to fund special benefits.

422 (c) Additional premium tax revenues not described in
 423 paragraph (b) must be used to fund benefits that were not
 424 included in the base benefits to pay extra benefits to the
 425 firefighters included in that pension plan; or

426 (b) Place the income from the premium tax in s. 175.101 in
 427 a separate supplemental plan to pay extra benefits to
 428 firefighters, or to firefighters and police officers if
 429 included, participating in such separate supplemental plan.

430 (2) Insurance premium tax revenues may not be used to fund
 431 benefits provided in a defined benefit plan which were not
 432 provided by the plan as of March 1, 2013.

433 (3) If a plan offers benefits in excess of its base
 434 benefits, such benefits may be reduced if the plan continues to
 435 meet the base benefits of the plan and the minimum standards set

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436 forth in this chapter. The amount of insurance premium tax
 437 revenues previously used to fund benefits in excess of the
 438 plan's base benefits before the reduction must be used as
 439 provided in subsection (1)(b). Twenty-five percent of the amount
 440 of any mandatory contribution paid by the municipality or
 441 special fire control district which was previously used to fund
 442 extra benefits before the reduction must be used as additional
 443 contributions as specified in s. 175.091 to fund the plan's
 444 actuarial deficiency.

445 (4)(2) The premium tax provided by this chapter shall ~~in~~
 446 all cases be used in its entirety to provide retirement ~~extra~~
 447 benefits to firefighters, or to firefighters and police officers
 448 if both are included. However, local law plans in effect on
 449 October 1, 1998, must comply with the minimum benefit provisions
 450 of this chapter only to the extent that additional premium tax
 451 revenues become available to incrementally fund the cost of such
 452 compliance as provided in s. 175.162(2)(a). If a plan is in
 453 compliance with such minimum benefit provisions, as subsequent
 454 additional premium tax revenues become available, they must be
 455 used to provide extra benefits. Local law plans created by
 456 special act before May 27, 1939, are deemed to comply with this
 457 chapter. For the purpose of this chapter, the term:

458 (a) "Additional premium tax revenues" means revenues
 459 received by a municipality or special fire control district
 460 pursuant to s. 175.121 which exceed that amount received for
 461 calendar year 1997.

462 (b) "Extra benefits" means benefits in addition to or
 463 greater than those provided to general employees of the
 464 municipality and in addition to those in existence for

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465 ~~firefighters on March 12, 1999.~~

466 (5)(3) A retirement plan or amendment to a retirement plan
 467 may not be proposed for adoption unless the proposed plan or
 468 amendment contains an actuarial estimate of the costs involved.
 469 Such proposed plan or proposed plan change may not be adopted
 470 without the approval of the municipality, special fire control
 471 district, or, where permitted, the Legislature. Copies of the
 472 proposed plan or proposed plan change and the actuarial impact
 473 statement of the proposed plan or proposed plan change shall be
 474 furnished to the division before the last public hearing
 475 thereon. Such statement must also indicate whether the proposed
 476 plan or proposed plan change is in compliance with s. 14, Art. X
 477 of the State Constitution and those provisions of part VII of
 478 chapter 112 which are not expressly provided in this chapter.
 479 Notwithstanding any other provision, only those local law plans
 480 created by special act of legislation before May 27, 1939, are
 481 deemed to meet the base minimum benefits and minimum standards
 482 only in this chapter.

483 (6)(4) Notwithstanding any other provision, with respect to
 484 any supplemental plan municipality:

485 (a) A local law plan and a supplemental plan may continue
 486 to use their definition of compensation or salary in existence
 487 on March 12, 1999.

488 (b) Section 175.061(1)(b) does not apply, and a local law
 489 plan and a supplemental plan shall continue to be administered
 490 by a board or boards of trustees numbered, constituted, and
 491 selected as the board or boards were numbered, constituted, and
 492 selected on December 1, 2000.

493 ~~(c) The election set forth in paragraph (1)(b) is deemed to~~

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494 ~~have been made.~~

495 (7)(5) The retirement plan setting forth the benefits and
 496 the trust agreement, if any, covering the duties and
 497 responsibilities of the trustees and the regulations of the
 498 investment of funds must be in writing, and copies made
 499 available to the participants and to the general public.

500 (8) In addition to the defined benefit component of the
 501 local law plan, each plan sponsor must have a defined
 502 contribution plan component within the local law plan by October
 503 1, 2013, or upon the creation date of a new participating plan.
 504 However, the plan sponsor of any plan established by special act
 505 of the Legislature has until July 1, 2014, to create a defined
 506 contribution component within the plan.

507 Section 6. Subsection (2) of section 185.01, Florida
 508 Statutes, is amended to read:

509 185.01 Legislative declaration.—

510 (2) This chapter hereby establishes, for all municipal
 511 pension plans ~~now or hereinafter~~ provided for under this
 512 chapter, including chapter plans and local law plans, base
 513 minimum benefits and minimum standards for the operation and
 514 funding of such plans, which must be met as a condition
 515 precedent to the plan or plan sponsor receiving a distribution
 516 of insurance premium tax revenues under s. 185.10 hereinafter
 517 referred to as municipal police officers' retirement trust
 518 funds. The base minimum benefits and minimum standards for each
 519 plan as set forth in this chapter may not be diminished by local
 520 ordinance or by special act of the Legislature, or ~~nor may the~~
 521 ~~minimum benefits or minimum standards be~~ reduced or offset by
 522 any other local, state, or federal plan that may include police

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523 officers in its operation, except as provided under s. 112.65.

524 Section 7. Section 185.02, Florida Statutes, is amended to
525 read:

526 185.02 Definitions.—For any municipality, chapter plan,
527 local law municipality, or local law plan under this chapter,
528 the ~~term following words and phrases as used in this chapter~~
529 ~~shall have the following meanings, unless a different meaning is~~
530 ~~plainly required by the context:~~

531 (1) "Additional premium tax revenues" means revenues
532 received by a municipality pursuant to s. 185.10 which exceed
533 base premium tax revenues.

534 (2)~~(1)~~ "Average final compensation" means one-twelfth of
535 the average annual compensation of the 5 best years of the last
536 10 years of creditable service prior to retirement, termination,
537 or death.

538 (3) "Base benefits" means the level of benefits in
539 existence for police officers on March 12, 1999.

540 (4) "Base premium tax revenues" means revenues received by
541 a municipality pursuant to s. 185.10 equal to the amount of such
542 revenues received for calendar year 1997.

543 (5)~~(2)~~ "Casualty insurance" means automobile public
544 liability and property damage insurance to be applied at the
545 place of residence of the owner, or if the subject is a
546 commercial vehicle, to be applied at the place of business of
547 the owner; automobile collision insurance; fidelity bonds;
548 burglary and theft insurance; and plate glass insurance.
549 "Multiple peril" means a combination or package policy that
550 includes both property coverage and casualty coverage for a
551 single premium.

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552 ~~(6)~~~~(3)~~ "Chapter plan" means a separate defined benefit
553 pension plan for police officers which incorporates by reference
554 the provisions of this chapter and has been adopted by the
555 governing body of a municipality as provided in s. 185.08.
556 Except as may be specifically authorized in this chapter, the
557 provisions of a chapter plan may not differ from the plan
558 provisions set forth in ss. 185.01-185.341 and 185.37-185.39.
559 Actuarial valuations of chapter plans shall be conducted by the
560 division as provided by s. 185.221(1)(b).

561 ~~(7)~~~~(4)~~ "Compensation" or "salary" means, for
562 noncollectively bargained service earned before July 1, 2011, or
563 for service earned under collective bargaining agreements in
564 place before July 1, 2011, the total cash remuneration including
565 "overtime" paid by the primary employer to a police officer for
566 services rendered, but not including any payments for extra duty
567 or special detail work performed on behalf of a second party
568 employer. ~~A local law plan may limit the amount of overtime~~
569 ~~payments which can be used for retirement benefit calculation~~
570 ~~purposes; however, such overtime limit may not be less than 300~~
571 ~~hours per officer per calendar year.~~ For noncollectively
572 bargained service earned on or after July 1, 2011, or for
573 service earned under collective bargaining agreements entered
574 into on or after July 1, 2011, the term has the same meaning
575 except that when calculating retirement benefits, up to 300
576 hours per year in overtime compensation may be included as
577 specified in the plan or collective bargaining agreement, but
578 payments for accrued unused sick or annual leave may not be
579 included.

580 (a) Any retirement trust fund or plan that meets the

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581 requirements of this chapter does not, solely by virtue of this
 582 subsection, reduce or diminish the monthly retirement income
 583 otherwise payable to each police officer covered by the
 584 retirement trust fund or plan.

585 (b) The member's compensation or salary contributed as
 586 employee-elective salary reductions or deferrals to any salary
 587 reduction, deferred compensation, or tax-sheltered annuity
 588 program authorized under the Internal Revenue Code shall be
 589 deemed to be the compensation or salary the member would receive
 590 if he or she were not participating in such program and ~~shall be~~
 591 treated as compensation for retirement purposes under this
 592 chapter.

593 (c) For any person who first becomes a member in any plan
 594 year beginning on or after January 1, 1996, compensation for
 595 that plan year may not include any amounts in excess of the
 596 Internal Revenue Code s. 401(a)(17) limitation, as amended by
 597 the Omnibus Budget Reconciliation Act of 1993, which limitation
 598 of \$150,000 shall be adjusted as required by federal law for
 599 qualified government plans and ~~shall be~~ further adjusted for
 600 changes in the cost of living in the manner provided by Internal
 601 Revenue Code s. 401(a)(17)(B). For any person who first became a
 602 member before the first plan year beginning on or after January
 603 1, 1996, the limitation on compensation may not be less than the
 604 maximum compensation amount that was allowed to be taken into
 605 account under the plan ~~as~~ in effect on July 1, 1993, which
 606 limitation shall be adjusted for changes in the cost of living
 607 since 1989 in the manner provided by Internal Revenue Code s.
 608 401(a)(17)(1991).

609 (8)~~(5)~~ "Creditable service" or "credited service" means the

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610 aggregate number of years of service and fractional parts of
 611 years of service of any police officer, omitting intervening
 612 years and fractional parts of years when such police officer may
 613 not have been employed by the municipality subject to the
 614 following conditions:

615 (a) A ~~No~~ police officer may not ~~will~~ receive credit for
 616 years or fractional parts of years of service if he or she has
 617 withdrawn his or her contributions to the fund for those years
 618 or fractional parts of years of service, unless the police
 619 officer repays into the fund the amount he or she has withdrawn,
 620 plus interest as determined by the board. The member shall have
 621 at least 90 days after his or her reemployment to make
 622 repayment.

623 (b) A police officer may voluntarily leave his or her
 624 contributions in the fund for ~~a period of~~ 5 years after leaving
 625 the employ of the police department, pending the possibility of
 626 his or her being rehired by the same department, without losing
 627 credit for the time he or she has participated actively as a
 628 police officer. If he or she is not reemployed as a police
 629 officer with the same department within 5 years, his or her
 630 contributions shall be returned to him or her without interest.

631 (c) Credited service under this chapter shall be provided
 632 only for service as a police officer, ~~as defined in subsection~~
 633 ~~(11)~~, or for military service and may not include credit for any
 634 other type of service. A municipality ~~may~~, by local ordinance,
 635 may provide for the purchase of credit for military service
 636 occurring before employment as well as prior service as a police
 637 officer for some other employer as long as the police officer is
 638 not entitled to receive a benefit for such ~~other~~ prior service

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639 ~~as a police officer.~~ For purposes of determining credit for
 640 prior service, in addition to service as a police officer in
 641 this state, credit may be given for federal, other state, or
 642 county service as long as such service is recognized by the
 643 Criminal Justice Standards and Training Commission within the
 644 Department of Law Enforcement as provided under chapter 943 or
 645 the police officer provides proof to the board of trustees that
 646 such service is equivalent to the service required to meet the
 647 definition of a police officer under subsection (16) ~~(11)~~.

648 (d) In determining the creditable service of ~~a any~~ police
 649 officer, credit for up to 5 years of the time spent in the
 650 military service of the Armed Forces of the United States shall
 651 be added to the years of actual service, if:

652 1. The police officer is in the active employ of the
 653 municipality before ~~prior to~~ such service and leaves a position,
 654 other than a temporary position, for the purpose of voluntary or
 655 involuntary service in the Armed Forces of the United States.

656 2. The police officer is entitled to reemployment under ~~the~~
 657 ~~provisions of~~ the Uniformed Services Employment and Reemployment
 658 Rights Act.

659 3. The police officer returns to his or her employment as a
 660 police officer of the municipality within 1 year after ~~from~~ the
 661 date of his or her release from such active service.

662 ~~(9)(6)~~ "Deferred Retirement Option Plan" or "DROP" means a
 663 local law plan retirement option in which a police officer may
 664 elect to participate. A police officer may retire for all
 665 purposes of the plan and defer receipt of retirement benefits
 666 into a DROP account while continuing employment with his or her
 667 employer. However, a police officer who enters the DROP and who

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668 is otherwise eligible to participate may shall not ~~thereby~~ be
 669 precluded from participating, or continuing to participate, in a
 670 supplemental plan in existence on, or created after, March 12,
 671 1999 ~~the effective date of this act.~~

672 (10) "Defined contribution plan" means the component of a
 673 local law plan to which deposits are made to provide benefits
 674 for police officers, or for police officers and firefighters if
 675 both are included. Such component is an element of a local law
 676 plan and exists in conjunction with the defined benefit
 677 component that meets the base benefits and minimum standards of
 678 this chapter. The retirement benefits of the defined
 679 contribution plan shall be provided through individual member
 680 accounts, in accordance with the applicable provisions of the
 681 Internal Revenue Code and related regulations, and are limited
 682 to the contributions made into each member's account and the
 683 actual accumulated earnings, net of expenses, earned on the
 684 member's account.

685 ~~(11)(7)~~ "Division" means the Division of Retirement of the
 686 Department of Management Services.

687 ~~(12)(8)~~ "Enrolled actuary" means an actuary who is enrolled
 688 under Subtitle C of Title III of the Employee Retirement Income
 689 Security Act of 1974 and who is a member of the Society of
 690 Actuaries or the American Academy of Actuaries.

691 ~~(13)(9)~~ "Local law municipality" is any municipality in
 692 which ~~there exists~~ a local law plan exists.

693 ~~(14)(10)~~ "Local law plan" means a retirement defined
 694 benefit pension plan, which includes both a defined benefit plan
 695 component and a defined contribution plan component, for police
 696 officers, or for police officers and firefighters if both are,

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697 where included, as described in s. 185.35, established by
 698 municipal ordinance or special act of the Legislature, which
 699 enactment sets forth all plan provisions. Local law plan
 700 provisions may vary from the provisions of this chapter if the
 701 base, provided that required minimum benefits and minimum
 702 standards of this chapter are met. However, any such variance
 703 must shall provide a greater benefit for police officers.
 704 Actuarial valuations of local law plans shall be conducted by an
 705 enrolled actuary as provided in s. 185.221(2)(b).

706 (15) "Long-term funded ratio" or "funded ratio" means the
 707 ratio of the actuarial value of assets of the plan to the
 708 actuarial accrued liabilities of the plan, as reported in the
 709 most recent actuarial valuation of the plan, deemed to be in
 710 compliance with chapter 112 by the Department of Management
 711 Services.

712 (16)(11) "Police officer" means any person who is elected,
 713 appointed, or employed full time by a any municipality, who is
 714 certified or required to be certified as a law enforcement
 715 officer in compliance with s. 943.1395, who is vested with
 716 authority to bear arms and make arrests, and whose primary
 717 responsibility is the prevention and detection of crime or the
 718 enforcement of the penal, criminal, traffic, or highway laws of
 719 the state. The term This definition includes all certified
 720 supervisory and command personnel whose duties include, in whole
 721 or in part, the supervision, training, guidance, and management
 722 responsibilities of full-time law enforcement officers, part-
 723 time law enforcement officers, or auxiliary law enforcement
 724 officers, but does not include part-time law enforcement
 725 officers or auxiliary law enforcement officers as those terms

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726 ~~the same~~ are defined in s. 943.10(6) and (8), respectively. For
 727 the purposes of this chapter only, the term also includes
 728 ~~"police officer"~~ also shall include a public safety officer who
 729 is responsible for performing both police and fire services. Any
 730 plan may provide that the police chief shall have the an option
 731 to participate, or not, in that plan.

732 (17)(12) "Police Officers' Retirement Trust Fund" means a
 733 trust fund, by whatever name known, as provided under s. 185.03
 734 for the purpose of assisting municipalities in establishing and
 735 maintaining a retirement plan for police officers.

736 (18)(13) "Retiree" or "retired police officer" means a
 737 police officer who has entered retirement status. For the
 738 purposes of a plan that includes a Deferred Retirement Option
 739 Plan (DROP), a police officer who enters the DROP is shall be
 740 considered a retiree for all purposes of the plan. However, a
 741 police officer who enters the DROP and who is otherwise eligible
 742 to participate may shall not thereby be precluded from
 743 participating, or continuing to participate, in a supplemental
 744 plan in existence on, or created after, March 12, 1999 the
 745 effective date of this act.

746 (19)(14) "Retirement" means a police officer's separation
 747 from city employment as a police officer with immediate
 748 eligibility for receipt of benefits under the plan. For purposes
 749 of a plan that includes a Deferred Retirement Option Plan
 750 (DROP), "retirement" means the date a police officer enters the
 751 DROP.

752 (20) "Special benefits" means benefits provided in a
 753 defined contribution plan for police officers.

754 (21)(15) "Supplemental plan" means a plan to which deposits

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755 of the premium tax moneys as provided in s. 185.08 are made to
 756 provide extra benefits to police officers, or police officers
 757 and firefighters if both are ~~where~~ included, under this chapter.
 758 Such a plan is an element of a local law plan and exists in
 759 conjunction with a defined benefit component plan ~~plan~~ that meets the
 760 base minimum ~~base minimum~~ benefits and minimum standards of this chapter.

761 (22)(16) ~~(16)~~ "Supplemental plan municipality" means any local
 762 law municipality in which ~~there existed~~ a supplemental plan
 763 existed as of December 1, 2000.

764 Section 8. Paragraph (b) of subsection (6) of section
 765 185.06, Florida Statutes, is amended to read:

766 185.06 General powers and duties of board of trustees.—For
 767 any municipality, chapter plan, local law municipality, or local
 768 law plan under this chapter:

769 (6) To assist the board in meeting its responsibilities
 770 under this chapter, the board, if it so elects, may:

771 (b) Employ an independent enrolled actuary, as defined in
 772 s. 185.02~~(8)~~, at the pension fund's expense.

773
 774 If the board chooses to use the municipality's or special
 775 district's legal counsel or actuary, or chooses to use any of
 776 the municipality's other professional, technical, or other
 777 advisers, it must do so only under terms and conditions
 778 acceptable to the board.

779 Section 9. Paragraphs (d) through (g) of subsection (1) of
 780 section 185.07, Florida Statutes, are amended, and a new
 781 paragraph (e) is added to that subsection, to read:

782 185.07 Creation and maintenance of fund.—For any
 783 municipality, chapter plan, local law municipality, or local law

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784 plan under this chapter:

785 (1) The municipal police officers' retirement trust fund in
 786 each municipality described in s. 185.03 shall be created and
 787 maintained in the following manner:

788 (d) By payment by the municipality or other sources of a
 789 sum equal to the normal cost and the amount required to fund any
 790 actuarial deficiency shown by an actuarial valuation as provided
 791 in part VII of chapter 112, after taking into account the
 792 amounts described in paragraphs (b), (c), (f), (g), and (h) and
 793 the amounts of the tax proceeds described in paragraph (a) that
 794 must be used to fund defined benefit plan benefits, except as
 795 otherwise excluded from consideration in determining the
 796 mandatory payment.

797 (e) For local law plans, and in addition to the mandatory
 798 payment described in paragraph (d), by mandatory payment by the
 799 municipality of the amount specified in s. 185.35(3) if the
 800 long-term funded ratio of the plan is less than 80 percent.

801 (f)(e) By all gifts, bequests and devises when donated to
 802 the fund.

803 (g)(f) By all accretions to the fund by way of interest or
 804 dividends on bank deposits or otherwise.

805 (h)(g) By all other sources of income now or hereafter
 806 authorized by law for the augmentation of such municipal police
 807 officers' retirement trust fund.

808
 809 Nothing in this section shall be construed to require adjustment
 810 of member contribution rates in effect on the date this act
 811 becomes a law, including rates that exceed 5 percent of salary,
 812 provided that such rates are at least one-half of 1 percent of

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813 salary.

814 Section 10. Section 185.35, Florida Statutes, is amended to
815 read:

816 185.35 Municipalities having their own pension plans for
817 police officers. ~~For any municipality, chapter plan, local law~~
818 ~~municipality, or local law plan under this chapter,~~ In order for
819 a municipality municipalities with its their own retirement plan
820 ~~pension plans~~ for police officers, or for police officers and
821 firefighters if both are included, to participate in the
822 distribution of the tax fund established under pursuant to s.
823 185.08, a local law plan and its plan sponsor plans must meet
824 the base minimum benefits and minimum standards set forth in
825 this chapter:

826 (1) If a municipality has a retirement pension plan for
827 police officers, or for police officers and firefighters if both
828 are included, which, in the opinion of the division, meets the
829 base minimum benefits and minimum standards set forth in this
830 chapter, the board of trustees of the pension plan, as approved
831 by a majority of police officers of the municipality, must may

832 ~~(a)~~ place the income from the premium tax in s. 185.08 in
833 such pension plan for the sole and exclusive use of its police
834 officers, or its police officers and firefighters if included,
835 where it shall become an integral part of that pension plan and
836 shall be used to fund benefits for police officers as follows:

837 (a) The base premium tax revenues must be used to fund base
838 benefits.

839 (b) Of the premium tax revenues received that are in excess
840 of the amount received for the 2012 calendar year, and any
841 accumulations of additional premium tax revenues that have not

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842 been applied to fund extra benefits:

843 1. If the plan has a long-term funded ratio of less than 80
844 percent:

845 a. Fifty percent must be used as additional contributions
846 to pay the plan's actuarial deficiency and may not be considered
847 in the determination of the mandatory payment described in s.
848 185.07(1)(d);

849 b. Twenty-five percent must be used to fund base benefits;
850 and

851 c. Twenty-five percent must be placed in a defined
852 contribution plan to fund special benefits.

853 2. If the plan has a long-term funded ratio of 80 percent
854 or greater:

855 a. Fifty percent must be used to fund base benefits; and

856 b. Fifty percent must be placed in a defined contribution
857 plan to fund special benefits.

858 (c) Additional premium tax revenues not described in
859 paragraph (b) must be used to fund benefits that were not
860 included in the base benefits ~~pay extra benefits to the police~~
861 officers included in that pension plan; or

862 ~~(b) May place the income from the premium tax in s. 185.08~~
863 ~~in a separate supplemental plan to pay extra benefits to the~~
864 ~~police officers, or police officers and firefighters if~~
865 ~~included, participating in such separate supplemental plan.~~

866 (2) Insurance premium tax revenues may not be used to fund
867 benefits provided in a defined benefit plan which were not
868 provided by the plan as of March 1, 2013.

869 (3) If a plan offers benefits in excess of its base
870 benefits, such benefits may be reduced if the plan continues to

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871 meet the base benefits of the plan and the minimum standards set
 872 forth in this chapter. The amount of insurance premium tax
 873 revenues previously used to fund benefits in excess of the
 874 plan's base benefits before the reduction must be used as
 875 provided in subsection (1)(b). Twenty-five percent of the amount
 876 of any mandatory contribution paid by the municipality or
 877 special fire control district which was previously used to fund
 878 extra benefits before the reduction must be used as additional
 879 contributions as specified in s. 185.07 to fund the plan's
 880 actuarial deficiency.

881 (4)(2) The premium tax provided by this chapter shall in
 882 all cases be used in its entirety to provide retirement ~~extra~~
 883 benefits to police officers, or to police officers and
 884 firefighters if both are included. ~~However, local law plans in~~
 885 ~~effect on October 1, 1998, must comply with the minimum benefit~~
 886 ~~provisions of this chapter only to the extent that additional~~
 887 ~~premium tax revenues become available to incrementally fund the~~
 888 ~~cost of such compliance as provided in s. 185.16(2). If a plan~~
 889 ~~is in compliance with such minimum benefit provisions, as~~
 890 ~~subsequent additional tax revenues become available, they shall~~
 891 ~~be used to provide extra benefits. Local law plans created by~~
 892 ~~special act before May 27, 1939, shall be deemed to comply with~~
 893 ~~this chapter. For the purpose of this chapter, the term:~~

894 ~~(a) "Additional premium tax revenues" means revenues~~
 895 ~~received by a municipality pursuant to s. 185.10 which exceed~~
 896 ~~the amount received for calendar year 1997.~~

897 ~~(b) "Extra benefits" means benefits in addition to or~~
 898 ~~greater than those provided to general employees of the~~
 899 ~~municipality and in addition to those in existence for police~~

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900 ~~officers on March 12, 1999.~~

901 (5)(3) A retirement plan or amendment to a retirement plan
 902 may not be proposed for adoption unless the proposed plan or
 903 amendment contains an actuarial estimate of the costs involved.
 904 Such proposed plan or proposed plan change may not be adopted
 905 without the approval of the municipality or, where permitted,
 906 the Legislature. Copies of the proposed plan or proposed plan
 907 change and the actuarial impact statement of the proposed plan
 908 or proposed plan change shall be furnished to the division
 909 before the last public hearing thereon. Such statement must also
 910 indicate whether the proposed plan or proposed plan change is in
 911 compliance with s. 14, Art. X of the State Constitution and
 912 those provisions of part VII of chapter 112 which are not
 913 expressly provided in this chapter. Notwithstanding any other
 914 provision, only those local law plans created by special act of
 915 legislation before May 27, 1939, are deemed to meet the base
 916 ~~minimum~~ benefits and minimum standards only in this chapter.

917 (6)(4) Notwithstanding any other provision, with respect to
 918 any supplemental plan municipality:

919 (a) Section 185.02(7)(a) ~~185.02(4)(a)~~ does not apply, and a
 920 local law plan and a supplemental plan may continue to use their
 921 definition of compensation or salary in existence on March 12,
 922 1999.

923 (b) A local law plan and a supplemental plan must continue
 924 to be administered by a board or boards of trustees numbered,
 925 constituted, and selected as the board or boards were numbered,
 926 constituted, and selected on December 1, 2000.

927 ~~(c) The election set forth in paragraph (1)(b) is deemed to~~
 928 ~~have been made.~~

585-01746-13

2013458c1

929 ~~(7)(5)~~ The retirement plan setting forth the benefits and
930 the trust agreement, if any, covering the duties and
931 responsibilities of the trustees and the regulations of the
932 investment of funds must be in writing and copies made available
933 to the participants and to the general public.

934 (8) In addition to the defined benefit component of the
935 local law plan, each plan sponsor must have a defined
936 contribution plan component within the local law plan by October
937 1, 2013, or upon the creation date of a new participating plan.
938 However, the plan sponsor of any plan established by special act
939 of the Legislature has until July 1, 2014, to create a defined
940 contribution component within the plan.

941 Section 11. The Legislature finds that a proper and
942 legitimate state purpose is served when employees and retirees
943 of the state and its political subdivisions, and the dependents,
944 survivors, and beneficiaries of such employees and retirees, are
945 extended the basic protections afforded by governmental
946 retirement systems that provide fair and adequate benefits and
947 that are managed, administered, and funded in an actuarially
948 sound manner as required by s. 14, Article X of the State
949 Constitution and part VII of chapter 112, Florida Statutes.
950 Therefore, the Legislature determines and declares that this act
951 fulfills an important state interest.

952 Section 12. This act shall take effect July 1, 2013.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13
Meeting Date

Topic Local Pension Plans

Bill Number 458
(if applicable)

Name Jim Tolley

Amendment Barcode _____
(if applicable)

Job Title _____

Address 345 West Madison St.
Street

Phone _____

Tallahassee FL 32301
City State Zip

E-mail _____

Speaking: For Against Information

Representing Florida Professional Firefighters

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13

Meeting Date

Topic Local Pension Bill Number 458
(if applicable)

Name Leticia M Adams Amendment Barcode _____
(if applicable)

Job Title Director of Governance Policy

Address 136 S. Bronough St Phone 850 544 6866
Street

Tall FL 32301 E-mail ladams@flchamber.com
City State Zip

Speaking: For Against Information

Representing Florida Chamber of Commerce

Appearing at request of Chair: Yes No
Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13
Meeting Date

Topic _____

Bill Number SB 458
(if applicable)

Name Kraig Conn

Amendment Barcode _____
(if applicable)

Job Title _____

Address 301 S. Bronough
Street
Tall FL 32301
City State Zip

Phone 222 9684

E-mail _____

Speaking: For Against Information

Representing Florida League of Cities

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4-3-13

Meeting Date

Topic Municipal Police Fire Pensions

Bill Number SB 459
(if applicable)

Name David Murrell

Amendment Barcode _____
(if applicable)

Job Title Director of Legislative Services

Address 300 E. Brevard Street

Phone 850-222-3329

Tallahassee, FL 32301
City State Zip

E-mail davidm@flpba.org

Speaking: For Against Information

Representing Florida Police Benevolent Association

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13
Meeting Date

Topic Pensions / Local

Bill Number 458
(if applicable)

Name Rich Templin

Amendment Barcode _____
(if applicable)

Job Title _____

Address 135 South Monroe

Phone 850 - 224 - 6926

Street

Tallahassee

FL

32301

City

State

Zip

E-mail _____

Speaking: For Against Information

Representing Florida AFL-CIO

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S 001 (10/20/11)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13
Meeting Date

Topic LOCAL PENSIONS

Bill Number 458
(if applicable)

Name VAL SMITH

Amendment Barcode _____
(if applicable)

Job Title TEACHER

Address 9822 Lema Ct

Phone 727-457-8730

Street

New Port Richey FL 34655

City

State

Zip

E-mail _____

Speaking: For Against Information

Representing Self

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4-4-13

Meeting Date

Topic PENSION-LOCAL

Bill Number 458
(if applicable)

Name CHRIS ANALETTO

Amendment Barcode _____
(if applicable)

Job Title GLAZIER

Address 338 LASAYETTE

Phone 941-391-2677

Street

PORT CHARLOTTE FL 33952

City

State

Zip

E-mail _____

Speaking: For Against Information

Representing SELF

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13

Meeting Date

Topic Local Pension

Bill Number 45B
(if applicable)

Name Bill Powell

Amendment Barcode _____
(if applicable)

Job Title Glazica Training Rep.

Address 1427 Suffolk St. No

Phone 813-390-7076

Street

St. Pete. Fla 33710

City

State

Zip

E-mail bpowell@dc.78.org

Speaking: For Against Information

Representing Self

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4-3-13

Meeting Date

Topic Local Pension

Bill Number 458 (if applicable)

Name Amy Datz

Amendment Barcode (if applicable)

Job Title Self-retired pensioner

Address 1130 Crestview Ave

Phone

Street

Tallahassee FL 32303

City

State

Zip

E-mail

Speaking: For [] Against [x] Information []

Representing Self as a retiree

Appearing at request of Chair: Yes [] No [x]

Lobbyist registered with Legislature: Yes [] No [x]

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

04/
Meeting Date

Topic Pensions/Local

Bill Number 458
(if applicable)

Name Joseph Tate

Amendment Barcode _____
(if applicable)

Job Title _____

Address 5973 Copper Creek Dr
Street

Phone 904-765-3746

JAX FL 32218
City State Zip

E-mail jojotate@bellsouth.net

Speaking: For Against Information

Representing Self-Retiree

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4-3-13

Meeting Date

Topic Pension

Bill Number 458
(if applicable)

Name Larry Kidd

Amendment Barcode _____
(if applicable)

Job Title Electrician

Address 220 Coleus Dr

Phone 407-273-3758

Street

Orlando FL 32807

City

State

Zip

E-mail LarryKidd9@AOL.com

Speaking: For Against Information

Representing Self

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/20/11)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4-3-13

Meeting Date

Topic Pension-Retirement

Bill Number 458
(if applicable)

Name Georgiann Jones

Amendment Barcode _____
(if applicable)

Job Title Retired Educator

Address 1985 Seaway Shore Dr.

Phone 727 631-3908

Street

Clearwater

City

FL

State

33763

Zip

E-mail _____

Speaking: For Against Information

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/20/11)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

~~3/28~~ 4/3

Meeting Date

Topic MUNICIPAL RETIREMENT

Bill Number 458
(if applicable)

Name ROBERT SUAREZ

Amendment Barcode _____
(if applicable)

Job Title VICE PRESIDENT, FLORIDA FIREFIGHTERS

Address 345 N MADISON STREET

Phone _____

Street

TALAHASSEE FL

City

State

Zip

E-mail _____

Speaking: For Against Information

Representing FLORIDA PROFESSIONAL FIREFIGHTERS

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/2013

Meeting Date

Topic SB 458

Bill Number 458
(if applicable)

Name JIM CADELLA

Amendment Barcode _____
(if applicable)

Job Title BUSINESS REP

Address 3216 HEARTHSTONE CT

Phone _____

Street
HOLIDAY FL 34691
City State Zip

E-mail _____

Speaking: For Against Information

Representing UNITED SCHOOL EMPLOYEES OF PRSCO

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: CS/CS/CS/SB 534

INTRODUCER: Appropriations Committee; Community Affairs Committee; Governmental Oversight and Accountability Committee; and Senators Brandes and Bradley

SUBJECT: Publicly-funded Defined Benefit Retirement Plans

DATE: April 3, 2013 **REVISED:** _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>McKay</u>	<u>McVaney</u>	<u>GO</u>	<u>Fav/CS</u>
2.	<u>Toman</u>	<u>Yeatman</u>	<u>CA</u>	<u>Fav/CS</u>
3.	<u>McSwain</u>	<u>Hansen</u>	<u>AP</u>	<u>Fav/CS</u>
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

Please see Section VIII. for Additional Information:

- | | | |
|------------------------------|-------------------------------------|---|
| A. COMMITTEE SUBSTITUTE..... | <input checked="" type="checkbox"/> | Statement of Substantial Changes |
| B. AMENDMENTS..... | <input type="checkbox"/> | Technical amendments were recommended |
| | <input type="checkbox"/> | Amendments were recommended |
| | <input type="checkbox"/> | Significant amendments were recommended |

I. Summary:

CS/CS/CS/SB 534 explicitly provides that the state is not liable for any obligation relating to any financial shortfalls in any local government retirement plan. The bill also specifies additional reporting requirements for public pension plans - excluding the Florida Retirement System - and provides that local plans, which do not comply with the reporting requirements, may jeopardize their revenue sharing funds. Each local government defined benefit retirement system or plan and plan sponsor that has a publicly available website must post certain information about the retirement system or plan on its website.

Beginning in Fiscal Year 2014-2015, the Department of Management Services (DMS) will incur increased administrative costs for the Division of Retirement (division) as a result of the bill.. Local government defined benefit retirement systems or plans and plan sponsors also will experience increased reporting costs. See Section V.

This bill substantially amends sections 112.63, 112.66 and 112.665, Florida Statutes.

The bill creates section 112.664, Florida Statutes.

II. Present Situation:

Florida Local Retirement Systems and Plans

The Division of Retirement of the Department of Management Services reports¹ that as of September 30, 2012, there are 492 defined benefit plans sponsored by 249 local governments in Florida. The vast majority of the plans, 486, are local government defined benefit systems that provide benefits to 77,331 retirees, with 102,636 active employees, and total plan assets of \$23.8 billion.² The average annual pension in these local defined benefit plans is \$25,109, and the average annual required contribution rate as a percentage of payroll is 29.62 percent. The total unfunded actuarial accrued liability for all the defined benefit plans as of September 30, 2012, was \$10 billion.

Actuarial Reporting for Public Pension Plans

Section 112.63, F.S., requires that public pension plans funded in whole or part by public plans must have regularly scheduled actuarial reports prepared and certified by an enrolled actuary, at least every three years. The actuarial reports must include at least the following information:

- Adequacy of employer and employee contributions;
- A plan to amortize any unfunded liability, and a description of actions taken to reduce the unfunded liability;
- A description and explanation of actuarial assumptions;
- A schedule illustrating the amortization of unfunded liabilities, if any;
- A comparative review illustrating the actual salary increases granted and the rate of investment return realized over the 3-year period preceding the actuarial report with the assumptions used in both the preceding and current actuarial reports;
- A disclosure of the present value of the plan's accrued vested, nonvested, and total benefits, as adopted by the Financial Accounting Standards Board, using the Florida Retirement System's assumed rate of return; and
- A statement by the enrolled actuary that the report is complete and accurate and that the techniques and assumptions used are reasonable and meet the requirements of state law.

The actuarial cost methods used to establish the annual normal costs of the plans must be those methods approved in the Employee Retirement Income Security Act of 1974.

The actuarial reports must be submitted to the Department of Management Services, which must review the reports to determine whether the actuarial valuation is complete, accurate, or based on reasonable assumptions.³

¹ Division of Management Services, *Florida Local Government Retirement Systems, 2012 Annual Report*, available online at: https://www.rol.frs.state.fl.us/forms/2012_Local_Report.pdf (last visited on March 10, 2013).

² The other 6 plans are school board early retirement programs that provide benefits to 1,644 retirees, with active plan membership of 8,631, and total plan assets of \$63.7 million.

³ Section 112.63(4)(a), F.S.

Firefighter and Police Pension Plans

Sections 175.261 and 185.221, F.S., specify the financial reporting requirements for firefighter and municipal police pensions, respectively, which generally require an annual independent audit, and an actuarial valuation every three years. The reports must be submitted to DMS' Division of Retirement, which issues an annual report to the Legislature based upon the reporting from the plans.

Sections 175.051 and 185.04, F.S., state, in pertinent part, that actuarial deficits, if any, arising under plans under chapters 175 or 185, shall not be the obligation of the state.

Generally Accepted Accounting Principles

The Governmental Accounting Standards Board (GASB) is the independent organization that establishes and improves standards of accounting and financial reporting for U.S. state and local governments. GASB was established in 1984 by agreement of the Financial Accounting Foundation and 10 national associations of state and local government officials. GASB is recognized by governments, the accounting industry, and the capital markets as the official source of generally accepted accounting principles for state and local governments.⁴

In June of 2012, GASB released Statement No. 67, *Financial Reporting for Pension Plans*, and Statement No. 68, *Accounting and Financial Reporting for Pensions*, which establish standards of financial reporting for separately issued financial reports and specify the required approach to measuring the pension liability of employers and nonemployer contributing entities for benefits provided through the pension plan (the net pension liability), about which information is required to be presented. The provisions in Statement 67 are effective for financial statements for periods beginning after June 15, 2013; for Statement No. 68 for periods beginning after June 15, 2014.⁵ The new Statements relate to accounting and financial reporting issues only—how pension costs and obligations are measured and reported in audited external financial reports. The Statements do not address how governments approach pension plan funding—a government's policy regarding how much money it will contribute to its pension plan each year.⁶

Mortality Tables

Section 430 of the Internal Revenue Code (IRC) outlines minimum funding standards for single-employer defined benefit pension plans. Section 430(h)(3) of the IRC provides that the Secretary

⁴ From "Facts About GASB," available at http://www.gasb.org/cs/BlobServer?blobkey=id&blobwhere=1175824305999&blobheader=application%2Fpdf&blobcol=url_data&blobtable=MungoBlobs (last visited on March 20, 2013).

⁵ Summary of Statement No. 67, available at http://www.gasb.org/cs/ContentServer?c=Pronouncement_C&pagename=GASB/Pronouncement_C/GASBSummaryPage&cid=1176160219444. Summary of Statement No. 68, available at http://www.gasb.org/cs/ContentServer?site=GASB&c=Pronouncement_C&pagename=GASB%2FPronouncement_C%2FGASBSummaryPage&cid=1176160219492 (last visited on March 20, 2013).

⁶ New GASB Pension Statements to Bring about Major Improvements in Financial Reporting, a June 2012 publication by GASB, available at http://www.gasb.org/cs/BlobServer?blobkey=id&blobwhere=1175824124337&blobheader=application%2Fpdf&blobcol=url_data&blobtable=MungoBlobs (last visited on March 20, 2013).

of the Treasury must by regulation prescribe mortality tables to be used in determining any present value or making any computation under section 430 of the Code, implemented as the RP-2000 Mortality Tables.⁷

Actuarial Soundness and Minimum Funding Standards for Pensions

Article X, s. 14, Florida Constitution, requires public retirement benefits to be funded on a sound actuarial basis:

SECTION 14: State retirement systems benefit changes.- A governmental unit responsible for any retirement or pension system supported in whole or in part by public funds shall not after January 1, 1977, provide any increase in the benefits to the members or beneficiaries of such system unless such unit has made or concurrently makes provision for the funding of the increase in benefits on a sound actuarial basis.⁸

The “Florida Protection of Public Employee Retirement Benefits Act” located in part VII of ch. 112, F.S., provides minimum operation and funding standards for public employee retirement plans. The legislative intent of this act is to “prohibit the use of any procedure, methodology, or assumptions, the effect of which is to transfer to future taxpayers any portion of the costs which may reasonably have been expected to be paid by the current taxpayers.”⁹

III. Effect of Proposed Changes:

Section 1 amends s. 112.63, F.S., to eliminate a requirement for a retirement system or plan to report present value information, as adopted by the Financial Accounting Standards Board, using the Florida Retirement System (FRS) assumed rate of return.

Section 2 amends s. 112.66, F.S., to specify that the state is not liable for any obligation relating to any current or future shortfall in any local government retirement system or plan.

Section 3 creates s. 112.664, F.S., requiring additional reporting requirements for all publicly funded defined benefit retirement plans other than the FRS. The following information must be provided to DMS yearly, within 60 days after receipt of the certified actuarial report submitted after the close of the plan year that ends after June 30, 2014, and thereafter in each year in which an actuarial valuation of the plan is done:

- Annual financial statements in compliance with the requirements of the Government Accounting Standards Board’s Statement No. 67, Financial Reporting for Pension Plans and Statement No. 68 Accounting and Financial Reporting for Pensions using RP-2000 Combined Healthy Participant Mortality Tables, by gender, with generational projection by Scale AA.

⁷ RP-2000 Mortality Tables are available at http://www.pensionsoft.com/references_mort_other.html (last visited on March 20, 2013).

⁸ Art. X, s. 14, Florida Constitution.

⁹ Section 112.61, F.S.

- Annual financial statements similar to GASB, but which use an assumed rate of return and assumed discount rate 200 basis points less than a plan's assumed rate of return.
- The number of months or years for which the current market value of assets is adequate to sustain the payment of expected retirement benefits.
- The recommended contributions to the plan based on financial statements stated as an annual dollar value and a percentage of valuation payroll.

Though it is a reporting requirement and not a funding requirement, utilizing an assumed discount rate of 200 basis points less than a plan's assumed rate of return may produce lower funded ratios for most plans, since in the actuarial reporting the plans are currently doing, the average assumed rate of return for local plans is approximately 7.7 percent.¹⁰

The information required by this bill must be provided by local government plan sponsors and the plans in the municipal budget disclosure required by s. 166.241(3), F.S., and on any websites that contain budget information, or actuarial or plan performance information. Each plan sponsor and plan that has a publicly available website must also provide the plan's most recent financial statement and actuarial valuation, a side-by-side comparison for the previous 5 years, beginning with 2013, of the plan's assumed rate of return compared to the actual rate of return together with the percentages of cash, equity, bond, and alternative investments in the plan portfolio, and any charts and graphs of that data, presented in a standardized, user-friendly and easily interpretable format prescribed by the DMS, on the website.

Plans that fail to submit timely the required information within 60 days after receipt of the plan's actuarial report will be deemed to be in noncompliance. DMS may notify the Department of Revenue (DOR) and Department of Financial Services (DFS) of the noncompliance, and DOR and DFS must withhold funds payable to the plan sponsor, which are not pledged towards bond debt service. The bill gives plan sponsors administrative rights if these actions are taken.

Section 4 amends s. 112.665, F.S., to mandate that the DMS-produced local pension plan fact sheets must contain the additional reporting information required by this bill.

Section 5 is the legislative finding of an important state interest.

Section 6 provides that the bill takes effect July 1, 2013.

¹⁰ Using data from the July 1, 2010, actuarial valuation of the FRS, a study was done in March 2011, to estimate the impact of changing the FRS investment return assumptions. The actuarial liability of the FRS was \$134.2 billion; the investment return rate assumption was (and still is) 7.75 percent. The study found that changing the investment return assumption from 7.75 percent to 6 percent would increase actuarial liabilities by \$36 billion; changing it to 5 percent would increase actuarial liabilities by \$62.9 billion. Study available at <http://www.floridahasarighttoknow.com/docs/StatePensionActuaryLetter.pdf>, (last visited on March 10, 2013).

IV. Constitutional Issues:**A. Municipality/County Mandates Restrictions:**

To the extent this bill requires a local government to expend funds to comply with its terms, the provisions of s. 18(a) of Art. VII, State Constitution, may apply. If those provisions do apply, in order for the law to be binding upon the cities and counties, the Legislature must find that the law fulfills an important state interest (included in section 4 of the bill), and one of the following relevant exceptions must be met:

- Funds estimated at the time of enactment sufficient to fund such expenditures are appropriated;
- Counties and cities are authorized to enact a funding source not available for such local government on February 1, 1989, that can be used to generate the amount of funds necessary to fund the expenditures;
- The expenditure is required to comply with a law that applies to all persons similarly situated; or
- The law must be approved by two-thirds of the membership of each house of the Legislature.

Since the provisions of the bill apply to municipalities and special districts alike, estimated expenditures required by the bill (see Government Sector Impact) are required by all persons similarly situated. Given this relevant exception, it appears that the mandate restriction does not apply.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The bill requires additional reporting for local plans and, as a result, local plan sponsors may incur additional costs. The exact cost of compliance with this bill is indeterminate; however, last year DMS estimated that the cost of compliance for a local pension

financial rating plan proposal that involved some similar reporting requirements could range from \$1,000 to \$5,000 per plan, per year.¹¹

According to the DMS, the bill will increase administrative costs for the Division of Retirement (division), including staff and actuarial work, to comply with the reporting requirements in the bill. The first actuarial reports that will be submitted to the division under the bill will be for plan years ending on or after June 30, 2014. Accordingly, the division initially will incur costs associated with the bill in the 2014-2015 fiscal year.

The DMS has indicated that it will need one additional analyst position, a recurring appropriation of \$57,693 from general revenue and a nonrecurring appropriation of \$3,762 from general revenue, to implement and maintain the actuarial database with the additional disclosure items required by the bill, so that the division's performance of its other statutory responsibilities will not be negatively impacted.

Additionally, the actuarial costs for the chapter plans under chapters 175 and 185, F.S., are paid for from the police and firefighter's trust fund.¹² The bill creates an additional annual expenditure requirement for reporting in order for the plans to qualify for premium tax distributions. Those costs are estimated to be \$39,100 during the first fiscal year after the bill's requirements become effective and \$18,400 in subsequent fiscal years. Technical Deficiencies:

None.

VI. Related Issues:

None.

VII. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS/CS/CS by Appropriations on April 3, 2013:

The committee substitute:

- Makes the bill's reporting requirements applicable to retirement plan years ending on or after June 30, 2014, and requires certified actuarial reports be submitted to the division not later than 60 days after receipt of those reports.
- Expands the information about the plan which a plan sponsor or plan that has a publicly available website must include on that website.

CS/CS by Community Affairs on March 20, 2013:

The proposed committee substitute makes the following changes to the bill:

¹¹ Financial Rating of Local Government Defined Benefit Plans, January 25, 2012, by the Department of Management Services, on file with the Senate Governmental Oversight and Accountability Committee.

- Eliminates a current requirement for defined benefit plans to report information using the FRS rate of return assumption.
- Specifically excludes the FRS from the reporting requirements of the bill.
- Requires defined benefit retirement plans to report certain data consistent with financial reporting standards adopted by GASB.
- Requires reporting of information similar to GASB which uses an assumed rate of return and assumed discount rate 200 basis points less than a plan's assumed rate of return.
- Extends the time period for reporting plan information to DFS from 30 days to 60 days after receipt of the certified actuarial plan year report.

CS by Governmental Oversight and Accountability on March 7, 2013:

The proposed committee substitute makes the following changes to the bill:

- Adds a finding of important state interest;
- Clarifies that the mortality tables must account for generational mortality improvements;
- Excludes Deferred Retirement Option Program (DROP) assets and liabilities from the calculations;
- Provides that all plans must report for the first plan year ending on or after June 30, 2013, and in each subsequent year in which an actuarial valuation is completed;
- Provides that plans that do not comply with the reporting requirements may have their revenue sharing withheld, and specifies administrative procedures; and
- Requires that the yearly local plan fact sheets produced by the DMS must include the additional reporting requirements.

B. Amendments:

None.



LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/03/2013	.	
	.	
	.	
	.	

The Committee on Appropriations (Bradley) recommended the following:

Senate Amendment

Delete lines 102 - 109
and insert:

(1) In addition to the other reporting requirements of this part, within 60 days after receipt of the certified actuarial report submitted after the close of the plan year that ends on or after June 30, 2014, and thereafter in each year required under s. 112.63(2), each defined benefit retirement system or plan, excluding the Florida Retirement System, shall prepare and electronically report the following information to the Department of Management Services in a format prescribed by the



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department:



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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/03/2013	.	
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	.	
	.	

The Committee on Appropriations (Bradley) recommended the following:

Senate Amendment

Delete lines 139 - 141
and insert:

(b) That has a publicly available website shall provide on that website:

1. The plan's most recent financial statement and actuarial valuation, including a link to the Division of Retirement Actuarial Summary Fact Sheet for that plan.

2. For the previous 5 years, beginning with 2013, a side-by-side comparison of the plan's assumed rate of return compared to the actual rate of return, as well as the percentages of



692562

13 cash, equity, bond, and alternative investments in the plan
14 portfolio.

15 3. Any charts and graphs of the data provided in
16 subparagraphs 1. and 2., presented in a standardized, user-
17 friendly, and easily interpretable format as prescribed by the
18 department.



565978

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/02/2013	.	
	.	
	.	
	.	

The Committee on Appropriations (Bradley) recommended the following:

Senate Amendment (with title amendment)

Between lines 217 and 218
insert:

Section 6. For the 2013-2014 fiscal year, the sums of \$57,693 in recurring and \$3,762 in nonrecurring general revenue funds, the sums of \$20,700 in recurring and \$18,400 in nonrecurring funds from the Police and Firefighter Premium Tax Trust Fund, and one full-time equivalent position and associated salary rate of 42,735 are appropriated to the Division of Retirement of the Department of Management Services for the purpose of implementing this act.



565978

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===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete line 20

and insert:

providing an appropriation; providing an effective
date.

By the Committees on Community Affairs; and Governmental Oversight and Accountability; and Senators Brandes and Bradley

578-02813-13

2013534c2

1 A bill to be entitled
 2 An act relating to publicly funded defined benefit
 3 retirement plans; amending s. 112.63, F.S.; deleting
 4 the requirement that required actuarial reports for
 5 retirement plans include a disclosure of the present
 6 value of the plan's benefits; amending s. 112.66,
 7 F.S.; providing that the state is not liable for
 8 shortfalls in local government retirement systems or
 9 plans; creating s. 112.664, F.S.; requiring a defined
 10 benefit system or plan to report certain information
 11 to the Department of Management Services by a certain
 12 date; requiring the plan sponsor to make certain
 13 information available on certain websites; providing
 14 consequences for failure to timely submit the required
 15 information; providing a method for a plan sponsor to
 16 request a hearing to contest such consequences;
 17 amending s. 112.665, F.S.; requiring the department to
 18 provide a fact sheet specifying certain information;
 19 providing a declaration of important state interest;
 20 providing an effective date.

21
 22 WHEREAS, in 2012, there were 492 local government employee
 23 defined benefit pension plans in Florida, providing pension
 24 benefits to approximately 79,000 retirees. The interests of
 25 participants in many of these plans may have property rights
 26 implications under state law, and

27 WHEREAS, local government employee defined benefit pension
 28 plans are becoming a large financial burden on certain local
 29 governments and have already resulted in tax increases and the

Page 1 of 8

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

578-02813-13

2013534c2

30 reduction of services, and
 31 WHEREAS, the 2012 Florida Local Government Retirement
 32 Systems Annual Report published by the Department of Management
 33 Services specifies the total unfunded actuarial accrued
 34 liability of all local government defined benefit pension plans
 35 at approximately \$10 billion, and
 36 WHEREAS, some economists and observers have stated that the
 37 extent to which state or local government employee defined
 38 benefit pension plans are underfunded is obscured by
 39 governmental accounting rules and practices, particularly as
 40 they relate to the valuation of plan assets and liabilities.
 41 This results in a misstatement of the value of plan assets and
 42 an understatement of plan liabilities, a situation that poses a
 43 significant threat to the soundness of state and local budgets,
 44 and
 45 WHEREAS, there is currently a lack of meaningful disclosure
 46 regarding the value of state or local government employee
 47 defined benefit pension plan assets and liabilities. This lack
 48 of meaningful disclosure poses a direct and serious threat to
 49 the financial stability of such plans and their sponsoring
 50 governments, impairs the ability of state and local government
 51 taxpayers and officials to understand the financial obligations
 52 of their government, and reduces the likelihood that state and
 53 local government processes will be effective in assuring the
 54 prudent management of their plans, and
 55 WHEREAS, the financial health of state or local government
 56 employee pension benefit plans can have statewide public
 57 repercussions, and the meaningful disclosure of the value of
 58 their assets and liabilities is necessary and desirable in order

Page 2 of 8

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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59 to adequately protect plan participants and their beneficiaries
60 as well as the general public, and to further efforts to provide
61 for the general welfare and the free flow of commerce, NOW,
62 THEREFORE,

63
64 Be It Enacted by the Legislature of the State of Florida:

65
66 Section 1. Paragraphs (f) and (g) of subsection (1) of
67 section 112.63, Florida Statutes, are amended to read:

68 112.63 Actuarial reports and statements of actuarial
69 impact; review.—

70 (1) Each retirement system or plan subject to the
71 provisions of this act shall have regularly scheduled actuarial
72 reports prepared and certified by an enrolled actuary. The
73 actuarial report shall consist of, but shall not be limited to,
74 the following:

75 ~~(f) A disclosure of the present value of the plan's accrued~~
76 ~~vested, nonvested, and total benefits, as adopted by the~~
77 ~~Financial Accounting Standards Board, using the Florida~~
78 ~~Retirement System's assumed rate of return, in order to promote~~
79 ~~the comparability of actuarial data between local plans.~~

80 (f)(g) A statement by the enrolled actuary that the report
81 is complete and accurate and that in his or her opinion the
82 techniques and assumptions used are reasonable and meet the
83 requirements and intent of this act.

84
85 The actuarial cost methods utilized for establishing the amount
86 of the annual actuarial normal cost to support the promised
87 benefits shall only be those methods approved in the Employee

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88 Retirement Income Security Act of 1974 and as permitted under
89 regulations prescribed by the Secretary of the Treasury.

90 Section 2. Subsection (14) is added to section 112.66,
91 Florida Statutes, to read:

92 112.66 General provisions.—The following general provisions
93 relating to the operation and administration of any retirement
94 system or plan covered by this part shall be applicable:
95 (14) The state is not liable for any obligation relating to
96 any current or future shortfall in any local government
97 retirement system or plan.

98 Section 3. Section 112.664, Florida Statutes, is created to
99 read:

100 112.664 Reporting standards for defined benefit retirement
101 plans or systems.—

102 (1) In addition to the other reporting requirements of this
103 part, within 180 days after the close of the first plan year
104 that ends on or after June 30, 2013, and thereafter in each year
105 required under s. 112.63(2), each defined benefit retirement
106 system or plan, excluding the Florida Retirement System, shall
107 prepare and electronically report the following information to
108 the Department of Management Services in a format prescribed by
109 the department:

110 (a) Annual financial statements that are in compliance with
111 the requirements of the Government Accounting and Standard
112 Board's Statement No. 67, Financial Reporting for Pension Plans
113 and Statement No. 68, Accounting and Financial Reporting for
114 Pensions, using RP-2000 Combined Healthy Participant Mortality
115 Tables, by gender, with generational projection by Scale AA.

116 (b) Annual financial statements similar to those required

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117 under paragraph (a), but which use an assumed rate of return on
 118 investments and an assumed discount rate that are equal to 200
 119 basis points less than the plan's assumed rate of return.

120 (c) Information indicating the number of months or years
 121 for which the current market value of assets are adequate to
 122 sustain the payment of expected retirement benefits as
 123 determined in the plan's latest valuation and under the
 124 financial statements prepared pursuant to paragraphs (a) and
 125 (b).

126 (d) Information indicating the recommended contributions to
 127 the plan based on the plan's latest valuation, and the
 128 contributions necessary to fund the plan based on financial
 129 statements prepared pursuant to paragraphs (a) and (b), stated
 130 as an annual dollar value and a percentage of valuation payroll.

131 (2) Each defined benefit retirement system or plan,
 132 excluding the Florida Retirement System, and its plan sponsor:

133 (a) Shall provide the information required by this section
 134 and the funded ratio of the system or plan as determined in the
 135 most recent actuarial valuation as part of the disclosures
 136 required under s. 166.241(3) and on any website that contains
 137 budget information relating to the plan sponsor or actuarial or
 138 performance information related to the system or plan.

139 (b) That have a publicly available website shall provide
 140 the plan's most recent financial statement and actuarial
 141 valuation on that website.

142 (3) The plan shall be deemed to be in noncompliance if it
 143 has not submitted the required information to the Department of
 144 Management Services within 60 days after receipt of the
 145 certified actuarial report for the plan year for which the

578-02813-13 2013534c2

146 information is required to be submitted to the department.

147 (a) The Department of Management Services may notify the
 148 Department of Revenue and the Department of Financial Services
 149 of the noncompliance, and the Department of Revenue and the
 150 Department of Financial Services shall withhold any funds not
 151 pledged for satisfaction of bond debt service and which are
 152 payable to the plan sponsor until the information is provided to
 153 the department. The department shall specify the date the
 154 withholding is to begin and notify the Department of Revenue,
 155 the Department of Financial Services, and the plan sponsor 30
 156 days before the specified date.

157 (b) Within 21 days after receipt of the notice, the plan
 158 sponsor may petition the Department of Management Services for a
 159 hearing under ss. 120.569 and 120.57. The Department of Revenue
 160 and the Department of Financial Services may not be parties to
 161 the hearing, but may request to intervene if requested by the
 162 department or if the Department of Revenue or the Department of
 163 Financial Services determines its interests may be adversely
 164 affected by the hearing.

165 Section 4. Subsection (1) of section 112.665, Florida
 166 Statutes, is amended to read:

167 112.665 Duties of Department of Management Services.—

168 (1) The Department of Management Services shall:

169 (a) Gather, catalog, and maintain complete, computerized
 170 data information on all public employee retirement systems or
 171 plans in the state, based upon a review of audits, reports, and
 172 other data pertaining to the systems or plans;

173 (b) Receive and comment upon all actuarial reviews of
 174 retirement systems or plans maintained by units of local

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175 government;

176 (c) Cooperate with local retirement systems or plans on
177 matters of mutual concern and provide technical assistance to
178 units of local government in the assessment and revision of
179 retirement systems or plans;

180 (d) Annually issue, by January 1 ~~annually~~, a report to the
181 President of the Senate and the Speaker of the House of
182 Representatives, which ~~report~~ details division activities,
183 findings, and recommendations concerning all governmental
184 retirement systems. The report may include legislation proposed
185 to carry out such recommendations;

186 (e) Provide a fact sheet for each participating local
187 government defined benefit pension plan which summarizes
188 ~~summarizing~~ the plan's actuarial status. The fact sheet should
189 provide a summary of the plan's most current actuarial data,
190 minimum funding requirements as a percentage of pay, and a 5-
191 year history of funded ratios. The fact sheet must include a
192 brief explanation of each element in order to maximize the
193 transparency of the local government plans. The fact sheet must
194 also contain the information specified in s. 112.664(1). These
195 documents shall be posted on the department's website. Plan
196 sponsors that have websites must provide a link to the
197 department's website;

198 (f) Annually issue, by January 1 ~~annually~~, a report to the
199 Special District Information Program of the Department of
200 Economic Opportunity which ~~that~~ includes the participation in
201 and compliance of special districts with the local government
202 retirement system provisions in s. 112.63 and the state-
203 administered retirement system provisions ~~as~~ specified in part I

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2013534c2

204 of chapter 121; and

205 (g) Adopt reasonable rules to administer ~~the provisions of~~
206 this part.

207 Section 5. The Legislature finds that a proper and
208 legitimate state purpose is served when employees and retirees
209 of the state and its political subdivisions, and the dependents,
210 survivors, and beneficiaries of such employees and retirees, are
211 extended the basic protections afforded by governmental
212 retirement systems that provide fair and adequate benefits and
213 that are managed, administered, and funded in an actuarially
214 sound manner as required by s. 14, Article X of the State
215 Constitution and part VII of chapter 112, Florida Statutes.
216 Therefore, the Legislature determines and declares that this act
217 fulfills an important state interest.

218 Section 6. This act shall take effect July 1, 2013.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/13/13
Meeting Date

Topic _____

Bill Number SB 534
(if applicable)

Name Kraig Conn

Amendment Barcode _____
(if applicable)

Job Title _____

Address 301 S. Bronough
Street
Tall FL 32301
City State Zip

Phone 222 9684

E-mail _____

Speaking: For Against Information

Representing Florida League of Cities

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4-3-13

Meeting Date

Topic Defined Benefit Retirement Plan

Bill Number ~~850~~ 534
(if applicable)

Name Amy Datz

Amendment Barcode _____
(if applicable)

Job Title Retired State Employee

Address 1130 Crestview Ave

Phone 850-322-7599

Tallahassee FL 32303
City State Zip

E-mail Amalie.Datz@Mac.com

Speaking: For Against Information

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13
Meeting Date

Topic DEFINED BENEFIT PENSIONS

Bill Number 534
(if applicable)

Name GAIL MARIE PERRY

Amendment Barcode _____
(if applicable)

Job Title CHAIR, CWA COUNCIL OF FLORIDA

Address PO BOX 1766

Phone 954 850 4055

POMPANO BEACH FL 33061
Street City State Zip

E-mail worship@old@yahoo.com

Speaking: For Against Information

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

4.3.2013 (Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date

Topic Publicly Funded Pension Plans Bill Number SB. 534
(if applicable)

Name Ernie George Amendment Barcode _____
(if applicable)

Job Title Ex-Director

Address 2100 FL. MANGO Rd. Phone 561-689-3745
Street

W. Palm Beach FL. 33409 E-mail ernie@pbcpba.org
City State Zip

Speaking: For Against Information

Representing Palm Beach Co. PBA.

Appearing at request of Chair: Yes No Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13

Meeting Date

Topic Public Funded DB Plans

Bill Number 534
(if applicable)

Name Leticia M Adams

Amendment Barcode _____
(if applicable)

Job Title Director of Governance Policy

Address 136 S. Bronough St.

Phone 850 544 6866

Street

Tall FL 32301

E-mail _____

City

State

Zip

Speaking: For Against Information

Representing Florida Chamber of Commerce

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13
Meeting Date

Topic Pension Reporting

Bill Number 534
(if applicable)

Name Jim Tolley

Amendment Barcode _____
(if applicable)

Job Title _____

Address 345 West Madison St
Street
Tallahassee FL 32301
City State Zip

Phone _____

E-mail _____

Speaking: For Against Information

Representing Florida Professional Firefighters

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.



The Florida Senate

Committee Agenda Request

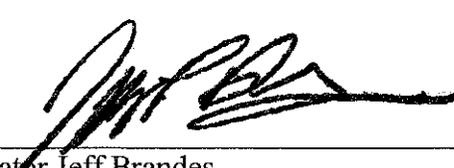
To: Senator Joe Negron, Chair
Committee on Appropriations

Subject: Committee Agenda Request

Date: March 21, 2013

I respectfully request that **Senate Bill #534**, relating to Publicly-funded Defined Benefit Retirement Plans, be placed on the:

- committee agenda at your earliest possible convenience.
- next committee agenda.



Senator Jeff Brandes
Florida Senate, District 22

SENATE APPROPRIATIONS
RECEIVED
13 MAR 21 PM 2:46
SENT TO CHAIRMAN
STAFF DIR. STAFF

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: PCS/SB 1258 (356458)

INTRODUCER: Committee on Appropriations (Recommended by Appropriations Subcommittee on Health and Human Services) and Senator Grimsley

SUBJECT: Comprehensive Health Information System

DATE: March 26, 2013 **REVISED:** _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Looke	Stovall	HP	Favorable
2.	Brown	Pigott	AHS	Fav/CS
3.	Brown	Hansen	AP	Pre-meeting
4.				
5.				
6.				

Please see Section VIII. for Additional Information:

- | | | |
|------------------------------|-------------------------------------|---|
| A. COMMITTEE SUBSTITUTE..... | <input checked="" type="checkbox"/> | Statement of Substantial Changes |
| B. AMENDMENTS..... | <input type="checkbox"/> | Technical amendments were recommended |
| | <input type="checkbox"/> | Amendments were recommended |
| | <input type="checkbox"/> | Significant amendments were recommended |

I. Summary:

PCS/SB 1258 amends section 408.05, Florida Statutes, to eliminate the Florida Center for Health Information and Policy Analysis (Florida Center, or Center) and replace it with the Florida Health Information Transparency Initiative (Initiative).

The bill has an indeterminate fiscal impact on the AHCA.

The bill provides for the following:

- Directs the Agency for Health Care Administration (AHCA) to make available, in a manner that allows for and encourages multiple innovative uses for the data, state-collected data on health providers, facilities, services, and payment sources.
- Requires the AHCA, subject to the General Appropriations Act, to contract with one or more vendors to develop new methods to disseminate state-collected data and to convert data into an easily usable, electronic format.
- Details the types of data and information the AHCA must include in the comprehensive health information system.

- States what functions the AHCA must perform while collecting and disseminating comprehensive health information and statistics.
- Mandates that the AHCA implement the Initiative in a manner that recognizes state-collected data as an asset and rewards taxpayer investment in information collection and management.
- Mandates that the AHCA ensure that any vendor who enters into a contract with the state under this section does not inhibit or impede consumer access to state-collected health data.
- Eliminates the State Consumer Health Information and Policy Advisory Council.

The bill has an effective date of July 1, 2013.

The bill substantially amends the following sections of the Florida Statutes: 408.05, 381.026, 395.301, 465.0244, 627.6499 and 641.54.

II. Present Situation:

The Florida Center for Health Information and Policy Analysis

The Florida Center, housed within the AHCA, is responsible for collecting, compiling, coordinating, analyzing, and disseminating health related data and statistics for the purposes of developing public policy and promoting the transparency of consumer health care information.¹ The Center is divided into five offices each handling an area of Center responsibility:

- The Office of Data Collection and Quality Assurance collects patient discharge data from all licensed acute care hospitals (including psychiatric and comprehensive rehabilitation units), comprehensive rehabilitation hospitals, ambulatory surgical centers and emergency departments.²
- The Office of Risk Management and Patient Safety conducts in-depth analyses of reported incidents to determine what happened and how the involved facility responded to the incident.³
- The Office of Data Dissemination and Communication maintains the AHCA's health information website,⁴ provides technical assistance to data users, and creates consumer brochures and other publications.⁵
- The Office of Health Policy and Research conducts research and analysis of health care data from facilities and develops policy recommendations aimed at improving the delivery of health care services in Florida.⁶
- The Office of Health Information Exchange monitors innovations in health information technology, informatics, and the exchange of health information and provides a

¹ Florida Center for Health Information and Policy Analysis, found at: <http://ahca.myflorida.com/SCHS/index.shtml>, last visited on Mar. 5, 2013.

² Office of Data Collection & Quality Assurance, found at: <http://ahca.myflorida.com/SCHS/division.shtml#DataC>, last visited on Mar. 5, 2013.

³ Office of Risk Management and Patient Safety, found at: <http://ahca.myflorida.com/SCHS/division.shtml#PatientSafety>, last visited on Mar. 5, 2013.

⁴ www.FloridaHealthFinder.gov

⁵ The Office of Data Dissemination and Communication, found at: <http://ahca.myflorida.com/SCHS/division.shtml#DataD>, last visited on Mar. 5, 2013.

⁶ The Office of Health Policy and Research, found at: http://ahca.myflorida.com/SCHS/division.shtml#Policy_Research, last visited on Mar. 5, 2013.

clearinghouse of technical resources on health information exchange, electronic prescribing, privacy and security, and other relevant issues.⁷

Florida Center Data Collection

The Florida Center electronically collects patient data from every Florida licensed inpatient hospital, ambulatory surgery center (ASC), emergency department, and comprehensive rehabilitation hospital on a quarterly basis. The data is validated for accuracy and maintained in three major databases including the hospital inpatient database, the ambulatory surgery database, and the emergency department database:⁸

- The hospital inpatient database contains records for each patient stay at Florida acute care facilities, including long-term care hospitals and psychiatric hospitals. These records contain extensive patient information including discharge records, patient demographics, admission information, medical information, and charge data.⁹ This database also includes comprehensive inpatient rehabilitation data on patient-level discharge information from Florida's licensed freestanding comprehensive inpatient rehabilitation hospitals and acute care hospital distinct part rehabilitation units.¹⁰
- The ambulatory surgery database contains "same-day surgery" data on reportable patient visits to Florida health care facilities, including freestanding ambulatory surgery centers, short-term acute care hospitals, lithotripsy centers, and cardiac catheterization laboratories.¹¹ Ambulatory surgery data records include, but are not limited to, patient demographics, medical information, and charge data.¹²
- The emergency department database collects reports of all patients who visited an emergency department, but were not admitted for inpatient care. Reports are electronically submitted to the AHCA and include the hour of arrival, the patient's chief complaint, principal diagnosis, race, ethnicity, and external causes of injury.¹³

In addition to these databases, the Office of Risk Management and Patient Safety collects adverse incident reports from health care providers including, hospitals, ambulatory surgical centers, nursing homes, and assisted living facilities.¹⁴

Florida Center Data Dissemination

The Office of Data Dissemination and Communication makes data collected by the Florida Center available in three ways: by updating and maintaining the AHCA's health information

⁷ Office of Health Information Exchange, found at: <http://ahca.myflorida.com/SCHS/division.shtml#HIE>, last visited on Mar. 5, 2013.

⁸ Florida Center for Health Information and Policy Analysis, *2011 Annual Report*, p. 2, found at: http://edocs.dlis.state.fl.us/fldocs/ahca/schs/schs_ar2011.pdf, last visited on Mar. 5, 2013.

⁹ *Id.*, p. 3

¹⁰ *Id.*, p. 4

¹¹ *Id.*, p. 3

¹² *Id.*, p. 4

¹³ *Id.*, p. 5

¹⁴ *Id.*

website at www.FloridaHealthFinder.gov, by issuing standard and ad hoc reports, and by responding to requests for de-identified data.¹⁵

- www.FloridaHealthFinder.gov - The Florida Center maintains www.FloridaHealthFinder.gov (website) which was established to assist consumers in making informed health care decisions and lead to improvements in quality of care in Florida. The website provides a wide array of search and comparative tools to the public which allow easy access to information on hospitals, ambulatory surgery centers, emergency departments, hospice providers, physician volume, health plans, nursing homes, and prices for prescription drugs in Florida. The website also provides tools to researchers and professionals which allow specialized data queries that require users to have some knowledge of medical coding and terminology.¹⁶ Some of the features and data available on the website include a multimedia encyclopedia and symptoms navigator, hospital and ambulatory surgery centers performance data, data on mortality, complication, and infection rates for hospitals, and a facility/provider locator.¹⁷
- *Standard and Ad Hoc Reports* - The Center disseminates three standard reports which detail hospital fiscal data including a prior year report, an audited financial statement, and hospital financial data report. Also, ad hoc reports may be requested for customers looking for very specific information not included on a standard report or for customers who do not wish to purchase an entire data set to obtain information. One example of an ad hoc report would be a request for the average length of stay of patients admitted to a hospital with diabetes as a principle or secondary diagnosis.¹⁸ The Center charges a set fee for standard reports¹⁹ and a variable fee based on the extensiveness of an ad hoc report.²⁰
- *Requests for De-identified Data* - The Center also sells hospital inpatient, ambulatory surgery, and emergency department data to the general public in a non-confidential format. However, the requester must sign a limited set data use agreement which binds the requester to only using the data in a way specified in the agreement. Information not available in these limited data sets include: patient ID number, medical record number, social security number, dates of admission and discharge, visit beginning and end dates, age in days, payer, date of birth, and procedure dates.²¹

The State Consumer Health Information and Policy Advisory Council

Also created by s. 408.05, F.S., the State Consumer Health Information and Policy Advisory Council (Advisory Council) was established to make recommendations to the Florida Center for Health Information and Policy Analysis. The mission of the Advisory Council is to assist the Florida Center in reviewing the comprehensive health information system, including the identification, collection, standardization, sharing, and coordination of health-related data, fraud and abuse data, and professional and facility licensing data among federal, state, local, and

¹⁵ *Id.*, pp. 6-9

¹⁶ *Id.*, p. 9

¹⁷ *Id.*, pp. 9-13

¹⁸ *Id.*, p. 8

¹⁹ The price list for purchasing data from the Center is available at:

<http://floridahealthfinderstore.blob.core.windows.net/documents/researchers/OrderData/documents/PriceList%20Jan%202011.pdf>, last visited on Mar. 5, 2013.

²⁰ *Supra* note 8, p. 7

²¹ *Id.*, pp. 7-8. Also see note 19 for a price list.

private entities and to recommend improvements for purposes of public health, policy analysis, health information exchange and transparency of consumer health care information. The Advisory Council assists the AHCA in determining the method and format for the public disclosure of data collected by the Florida Center and also works with the Florida Center in the development and implementation of a long-range plan for making available health care quality measures and financial data that will allow consumers to compare health care services.²² The Advisory Council met three times in 2012, last meeting on November 29, and had a meeting on March 15, 2013. The Advisory Council's membership is detailed in s. 408.05(8), F.S., and includes:

- An employee of the Executive Office of the Governor.
- An employee of the Office of Insurance Regulation.
- An employee of the Department of Education.
- Ten persons appointed by the Secretary of Health Care Administration, representing other state and local agencies, state universities, business and health coalitions, local health councils.

III. Effect of Proposed Changes:

Section 1 amends s. 408.05, F.S., to:

- Eliminate the Florida Center for Health Information and Policy Analysis.
- Create the Florida Health Information Transparency Initiative.
- Direct the AHCA to make state-collected data on health providers, facilities, services, and payment sources available in a manner that allows for and encourages multiple innovative uses for the data.
- Require the AHCA, subject to the General Appropriations Act, to contract with one or more vendors to develop new methods of dissemination and to convert data into an easily usable electronic format.
- Detail the types of data and information the AHCA must include in the comprehensive health information system, including data and information on:
 - Health resources;
 - Utilization of health resources;
 - Health care costs and financing;
 - The extent, source, and type of public and private health insurance coverage in the state; and
 - Data necessary for measuring value and quality of care provided by various health care providers.
- State what functions the AHCA must perform in order to collect and disseminate comprehensive health information and statistics to the public and to support the development of policy recommendations, including:
 - Collecting and compiling data from all state agencies and programs involved in providing, regulating, and paying for health services.

²² State Consumer Health Information and Policy Advisory Council, *Executive Summary*, found at: <http://ahca.myflorida.com/SCHS/CommiteesCouncils/docs/AC-ExecutiveSummary0113.pdf>, last visited on Mar. 5, 2013.

- Promoting data sharing through the development, dissemination, and evaluation of state-collected health data and making such data available, transferable, readily useable.
- Developing written agreements with local, state, and federal agencies for the sharing of health-care-related data.
- Enabling and facilitating the sharing and use of all state-collected health data to the maximum extent allowed by law.
- Monitoring data collection procedures, testing data quality, and taking such corrective actions as may be necessary to ensure that data disseminated under the Initiative are accurate, valid, reliable and complete.
- Initiating and maintaining the activities necessary to collect, edit, verify, archive and retrieve the data.
- Mandate that the AHCA implement the Initiative in a manner that recognizes state-collected data as an asset and rewards taxpayer investment in information collection and management.
- Mandate that the AHCA ensure that any vendor who enters into a contract with the state under this section does not inhibit or impede consumer access to state-collected health data.
- Strike significant portions of the statute regarding the Comprehensive Health Information System.
- Eliminate the State Consumer Health Information and Policy Advisory Council.

Sections 2 through 6 amend various sections of the Florida Statutes to strike references made obsolete by the changes made to s. 408.05, F.S.

Section 7 provides an effective date of July 1, 2013.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

The Initiative is intended to modernize health care data collection and dissemination functions to facilitate public access to this data for innovative uses. The AHCA will

contract with one or more vendors, if funding is provided in the General Appropriations Act, to accomplish this objective.

C. **Government Sector Impact:**

The bill's fiscal impact on the AHCA is indeterminate and would depend largely on services and functions that could be outsourced to one or more vendors and whether such outsourcing would lead to reduction of AHCA staff. Any such vendor contracts are subject to the General Appropriations Act.

The AHCA also estimates that the bill would result in an insignificant reduction in the agency's travel expenses that are currently associated with the State Consumer Health Information and Policy Advisory Council.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

Recommended CS by Appropriations Subcommittee on Health and Human Services on March 19, 2013:

The CS removed from the bill the words, "but may not be limited to" under the description of the health-related data and information that the comprehensive health information system shall include.

B. **Amendments:**

None.



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Proposed Committee Substitute by the Committee on Appropriations
(Appropriations Subcommittee on Health and Human Services)

A bill to be entitled

An act relating to a comprehensive health information system; amending s. 408.05, F.S.; renaming the Florida Center for Health Information and Policy Analysis as the Florida Health Information Transparency Initiative; providing a statement of purpose for the initiative; providing the duties of the Agency for Health Care Administration; revising the data and information required to be included in the health information system; revising the functions that the agency must perform in order to collect and disseminate health information and statistics; deleting provisions that require the center to provide technical assistance to persons and organizations engaged in health planning activities; deleting provisions that require the center to provide widespread dissemination of data; requiring the agency to implement the transparency initiative in a manner that recognizes state-collected data as an asset and rewards taxpayer investment in information collection and management; authorizing the agency to apply for, receive, and accept grants, gifts, and other payments, including property and services, from a governmental or other public or private entity or person; requiring the agency to ensure that certain vendors do not inhibit or impede consumer access to state-collected health data and information; abolishing the State



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Consumer Health Information and Policy Advisory Council; amending ss. 381.026, 395.301, 465.0244, 627.6499, and 641.54, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

Section 1. Section 408.05, Florida Statutes, is amended to read:

408.05 Florida Center ~~for~~ Health Information Transparency Initiative and Policy Analysis.

(1) PURPOSE ESTABLISHMENT.—The agency shall coordinate establish a Florida Center for Health Information and Policy Analysis. The center shall establish a comprehensive health information system to promote accessibility, transparency, and utility of state-collected data and information about health providers, facilities, services, and payment sources provide for the collection, compilation, coordination, analysis, indexing, dissemination, and utilization of both purposefully collected and extant health-related data and statistics. The agency center shall be responsible for making data available in a manner that allows for and encourages multiple and innovative uses of data sets collected under the auspices of the state. Subject to the General Appropriations Act, the agency shall contract with one or more vendors to develop new methods of dissemination and to convert data into easily usable electronic formats staffed with public health experts, biostatisticians, information system analysts, health policy experts, economists, and other staff necessary to carry out its functions.



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57 (2) HEALTH-RELATED DATA.—The comprehensive health
58 information system operated by the Florida Center for Health
59 Information and Policy Analysis shall include the following data
60 and information identify the best available data sources and
61 coordinate the compilation of extant health-related data and
62 statistics and purposefully collect data on:
63 (a) The extent and nature of illness and disability of the
64 state population, including life expectancy, the incidence of
65 various acute and chronic illnesses, and infant and maternal
66 morbidity and mortality.
67 (b) The impact of illness and disability of the state
68 population on the state economy and on other aspects of the
69 well-being of the people in this state.
70 (c) Environmental, social, and other health hazards.
71 (d) Health knowledge and practices of the people in this
72 state and determinants of health and nutritional practices and
73 status.
74 (a)(e) Health resources, including licensed physicians,
75 dentists, nurses, and other health professionals, licensed by
76 specialty and type of practice and acute, long-term care and
77 other institutional care facility supplies and specific services
78 provided by hospitals, nursing homes, home health agencies, and
79 other health care facilities, managed care organizations, and
80 other health services regulated or funded by the state.
81 (b)(f) Utilization of health resources care by type of
82 provider.
83 (c)(g) Health care costs and financing, including Medicaid
84 claims and encounter data and data from other public and private
85 payors trends in health care prices and costs, the sources of



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86 ~~payment for health care services, and federal, state, and local~~
87 ~~expenditures for health care.~~
88 ~~(h) Family formation, growth, and dissolution.~~
89 (d)(i) The extent, source, and type of public and private
90 health insurance coverage in this state.
91 (e)(j) The data necessary for measuring value and quality
92 of care provided by various health care providers, including
93 applicable credentials, accreditation status, utilization,
94 revenues and expenses, outcomes, site visits, and other
95 regulatory reports, and the results of administrative and civil
96 litigation.
97 (3) COORDINATION COMPREHENSIVE HEALTH INFORMATION SYSTEM.—
98 In order to collect and disseminate comprehensive produce
99 comparable and uniform health information and statistics for the
100 public as well as for the development of policy recommendations,
101 the agency shall perform the following functions:
102 (a) Collect and compile data from all state agencies and
103 programs involved in providing, regulating, and paying for
104 health services Coordinate the activities of state agencies
105 involved in the design and implementation of the comprehensive
106 health information system.
107 (b) Promote data sharing through the Undertake research,
108 development, dissemination, and evaluation of state-collected
109 health data and by making such data available, transferable, and
110 readily usable respecting the comprehensive health information
111 system.
112 ~~(c) Review the statistical activities of state agencies to~~
113 ~~ensure that they are consistent with the comprehensive health~~
114 ~~information system.~~



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115 ~~(c)(d)~~ Develop written agreements with local, state, and
116 federal agencies for the sharing of health-care-related data or
117 using the facilities and services of such agencies. State
118 agencies, local health councils, and other agencies under state
119 contract shall assist the agency center in obtaining, compiling,
120 and transferring health-care-related data maintained by state
121 and local agencies. ~~Written agreements must specify the types,~~
122 ~~methods, and periodicity of data exchanges and specify the types~~
123 ~~of data that will be transferred to the center.~~

124 ~~(d)(e)~~ Enable and facilitate the sharing and use of all
125 state-collected health data to the maximum extent allowed by law
126 Establish by rule the types of data collected, compiled,
127 processed, used, or shared. Decisions regarding center data sets
128 should be made based on consultation with the State Consumer
129 Health Information and Policy Advisory Council and other public
130 and private users regarding the types of data which should be
131 collected and their uses. The center shall establish
132 standardized means for collecting health information and
133 statistics under laws and rules administered by the agency.

134 ~~(f)~~ ~~Establish minimum health care related data sets which~~
135 ~~are necessary on a continuing basis to fulfill the collection~~
136 ~~requirements of the center and which shall be used by state~~
137 ~~agencies in collecting and compiling health care related data.~~
138 ~~The agency shall periodically review ongoing health care data~~
139 ~~collections of the Department of Health and other state agencies~~
140 ~~to determine if the collections are being conducted in~~
141 ~~accordance with the established minimum sets of data.~~

142 ~~(g)~~ ~~Establish advisory standards to ensure the quality of~~
143 ~~health statistical and epidemiological data collection,~~



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144 ~~processing, and analysis by local, state, and private~~
145 ~~organizations.~~

146 ~~(e)(h)~~ Monitor data collection procedures, test data
147 quality, and take such corrective actions as may be necessary to
148 ensure that data and information disseminated under the
149 initiative are accurate, valid, reliable, and complete ~~Prescribe~~
150 ~~standards for the publication of health care related data~~
151 ~~reported pursuant to this section which ensure the reporting of~~
152 ~~accurate, valid, reliable, complete, and comparable data. Such~~
153 ~~standards should include advisory warnings to users of the data~~
154 ~~regarding the status and quality of any data reported by or~~
155 ~~available from the center.~~

156 ~~(f)(i)~~ Initiate and maintain activities necessary to
157 collect, edit, verify, archive, and retrieve ~~Prescribe standards~~
158 ~~for the maintenance and preservation of the center's data. This~~
159 ~~should include methods for archiving data, retrieval of archived~~
160 ~~data, and data compiled pursuant to this section~~ editing and
161 verification.

162 ~~(j)~~ ~~Ensure that strict quality control measures are~~
163 ~~maintained for the dissemination of data through publications,~~
164 ~~studies, or user requests.~~

165 ~~(k)~~ ~~Develop, in conjunction with the State Consumer Health~~
166 ~~Information and Policy Advisory Council, and implement a long-~~
167 ~~range plan for making available health care quality measures and~~
168 ~~financial data that will allow consumers to compare health care~~
169 ~~services. The health care quality measures and financial data~~
170 ~~the agency must make available shall include, but is not limited~~
171 ~~to, pharmaceuticals, physicians, health care facilities, and~~
172 ~~health plans and managed care entities. The agency shall update~~



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173 ~~the plan and report on the status of its implementation~~
174 ~~annually. The agency shall also make the plan and status report~~
175 ~~available to the public on its Internet website. As part of the~~
176 ~~plan, the agency shall identify the process and timeframes for~~
177 ~~implementation, any barriers to implementation, and~~
178 ~~recommendations of changes in the law that may be enacted by the~~
179 ~~Legislature to eliminate the barriers. As preliminary elements~~
180 ~~of the plan, the agency shall:~~

181 ~~1. Make available patient safety indicators, inpatient~~
182 ~~quality indicators, and performance outcome and patient charge~~
183 ~~data collected from health care facilities pursuant to s.~~
184 ~~408.061(1)(a) and (2). The terms "patient safety indicators" and~~
185 ~~"inpatient quality indicators" shall be as defined by the~~
186 ~~Centers for Medicare and Medicaid Services, the National Quality~~
187 ~~Forum, the Joint Commission on Accreditation of Healthcare~~
188 ~~Organizations, the Agency for Healthcare Research and Quality,~~
189 ~~the Centers for Disease Control and Prevention, or a similar~~
190 ~~national entity that establishes standards to measure the~~
191 ~~performance of health care providers, or by other states. The~~
192 ~~agency shall determine which conditions, procedures, health care~~
193 ~~quality measures, and patient charge data to disclose based upon~~
194 ~~input from the council. When determining which conditions and~~
195 ~~procedures are to be disclosed, the council and the agency shall~~
196 ~~consider variation in costs, variation in outcomes, and~~
197 ~~magnitude of variations and other relevant information. When~~
198 ~~determining which health care quality measures to disclose, the~~
199 ~~agency:~~

200 ~~a. Shall consider such factors as volume of cases; average~~
201 ~~patient charges; average length of stay; complication rates;~~



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202 ~~mortality rates; and infection rates, among others, which shall~~
203 ~~be adjusted for case mix and severity, if applicable.~~

204 ~~b. May consider such additional measures that are adopted~~
205 ~~by the Centers for Medicare and Medicaid Studies, National~~
206 ~~Quality Forum, the Joint Commission on Accreditation of~~
207 ~~Healthcare Organizations, the Agency for Healthcare Research and~~
208 ~~Quality, Centers for Disease Control and Prevention, or a~~
209 ~~similar national entity that establishes standards to measure~~
210 ~~the performance of health care providers, or by other states.~~

211 ~~When determining which patient charge data to disclose, the~~
212 ~~agency shall include such measures as the average of~~
213 ~~undiscounted charges on frequently performed procedures and~~
214 ~~preventive diagnostic procedures, the range of procedure charges~~
215 ~~from highest to lowest, average net revenue per adjusted patient~~
216 ~~day, average cost per adjusted patient day, and average cost per~~
217 ~~admission, among others.~~

219 ~~2. Make available performance measures, benefit design, and~~
220 ~~premium cost data from health plans licensed pursuant to chapter~~
221 ~~627 or chapter 641. The agency shall determine which health care~~
222 ~~quality measures and member and subscriber cost data to~~
223 ~~disclose, based upon input from the council. When determining~~
224 ~~which data to disclose, the agency shall consider information~~
225 ~~that may be required by either individual or group purchasers to~~
226 ~~assess the value of the product, which may include membership~~
227 ~~satisfaction, quality of care, current enrollment or membership,~~
228 ~~coverage areas, accreditation status, premium costs, plan costs,~~
229 ~~premium increases, range of benefits, copayments and~~
230 ~~deductibles, accuracy and speed of claims payment, credentials~~



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231 ~~of physicians, number of providers, names of network providers,~~
232 ~~and hospitals in the network. Health plans shall make available~~
233 ~~to the agency any such data or information that is not currently~~
234 ~~reported to the agency or the office.~~

235 ~~3. Determine the method and format for public disclosure of~~
236 ~~data reported pursuant to this paragraph. The agency shall make~~
237 ~~its determination based upon input from the State Consumer~~
238 ~~Health Information and Policy Advisory Council. At a minimum,~~
239 ~~the data shall be made available on the agency's Internet~~
240 ~~website in a manner that allows consumers to conduct an~~
241 ~~interactive search that allows them to view and compare the~~
242 ~~information for specific providers. The website must include~~
243 ~~such additional information as is determined necessary to ensure~~
244 ~~that the website enhances informed decisionmaking among~~
245 ~~consumers and health care purchasers, which shall include, at a~~
246 ~~minimum, appropriate guidance on how to use the data and an~~
247 ~~explanation of why the data may vary from provider to provider.~~

248 ~~4. Publish on its website undiscounted charges for no fewer~~
249 ~~than 150 of the most commonly performed adult and pediatric~~
250 ~~procedures, including outpatient, inpatient, diagnostic, and~~
251 ~~preventative procedures.~~

252 ~~(4) TECHNICAL ASSISTANCE.—~~

253 ~~(a) The center shall provide technical assistance to~~
254 ~~persons or organizations engaged in health planning activities~~
255 ~~in the effective use of statistics collected and compiled by the~~
256 ~~center. The center shall also provide the following additional~~
257 ~~technical assistance services:~~

258 ~~1. Establish procedures identifying the circumstances under~~
259 ~~which, the places at which, the persons from whom, and the~~



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260 ~~methods by which a person may secure data from the center,~~
261 ~~including procedures governing requests, the ordering of~~
262 ~~requests, timeframes for handling requests, and other procedures~~
263 ~~necessary to facilitate the use of the center's data. To the~~
264 ~~extent possible, the center should provide current data timely~~
265 ~~in response to requests from public or private agencies.~~

266 ~~2. Provide assistance to data sources and users in the~~
267 ~~areas of database design, survey design, sampling procedures,~~
268 ~~statistical interpretation, and data access to promote improved~~
269 ~~health-care-related data sets.~~

270 ~~3. Identify health care data gaps and provide technical~~
271 ~~assistance to other public or private organizations for meeting~~
272 ~~documented health care data needs.~~

273 ~~4. Assist other organizations in developing statistical~~
274 ~~abstracts of their data sets that could be used by the center.~~

275 ~~5. Provide statistical support to state agencies with~~
276 ~~regard to the use of databases maintained by the center.~~

277 ~~6. To the extent possible, respond to multiple requests for~~
278 ~~information not currently collected by the center or available~~
279 ~~from other sources by initiating data collection.~~

280 ~~7. Maintain detailed information on data maintained by~~
281 ~~other local, state, federal, and private agencies in order to~~
282 ~~advise those who use the center of potential sources of data~~
283 ~~which are requested but which are not available from the center.~~

284 ~~8. Respond to requests for data which are not available in~~
285 ~~published form by initiating special computer runs on data sets~~
286 ~~available to the center.~~

287 ~~9. Monitor innovations in health information technology,~~
288 ~~informatics, and the exchange of health information and maintain~~



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289 a repository of technical resources to support the development
290 of a health information network.

291 (b) The agency shall administer, manage, and monitor grants
292 to not-for-profit organizations, regional health information
293 organizations, public health departments, or state agencies that
294 submit proposals for planning, implementation, or training
295 projects to advance the development of a health information
296 network. Any grant contract shall be evaluated to ensure the
297 effective outcome of the health information project.

298 (c) The agency shall initiate, oversee, manage, and
299 evaluate the integration of health care data from each state
300 agency that collects, stores, and reports on health care issues
301 and make that data available to any health care practitioner
302 through a state health information network.

303 (5) PUBLICATIONS; REPORTS; SPECIAL STUDIES. The center
304 shall provide for the widespread dissemination of data which it
305 collects and analyzes. The center shall have the following
306 publication, reporting, and special study functions:

307 (a) The center shall publish and make available
308 periodically to agencies and individuals health statistics
309 publications of general interest, including health plan consumer
310 reports and health maintenance organization member satisfaction
311 surveys; publications providing health statistics on topical
312 health policy issues; publications that provide health status
313 profiles of the people in this state; and other topical health
314 statistics publications.

315 (b) The center shall publish, make available, and
316 disseminate, promptly and as widely as practicable, the results
317 of special health surveys, health care research, and health care



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318 evaluations conducted or supported under this section. Any
319 publication by the center must include a statement of the
320 limitations on the quality, accuracy, and completeness of the
321 data.

322 (c) The center shall provide indexing, abstracting,
323 translation, publication, and other services leading to a more
324 effective and timely dissemination of health care statistics.

325 (d) The center shall be responsible for publishing and
326 disseminating an annual report on the center's activities.

327 (e) The center shall be responsible, to the extent
328 resources are available, for conducting a variety of special
329 studies and surveys to expand the health care information and
330 statistics available for health policy analyses, particularly
331 for the review of public policy issues. The center shall develop
332 a process by which users of the center's data are periodically
333 surveyed regarding critical data needs and the results of the
334 survey considered in determining which special surveys or
335 studies will be conducted. The center shall select problems in
336 health care for research, policy analyses, or special data
337 collections on the basis of their local, regional, or state
338 importance; the unique potential for definitive research on the
339 problem; and opportunities for application of the study
340 findings.

341 (4)(6) PROVIDER DATA REPORTING.-This section does not
342 confer on the agency the power to demand or require that a
343 health care provider or professional furnish information,
344 records of interviews, written reports, statements, notes,
345 memoranda, or data other than as expressly required by law.

346 (5)(7) HEALTH INFORMATION ENTERPRISE BUDGET; FEES.-



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347 (a) ~~The agency shall implement the transparency initiative~~
348 ~~in a manner that recognizes state-collected data as an asset and~~
349 ~~rewards taxpayer investment in information collection and~~
350 ~~management. Legislature intends that funding for the Florida~~
351 ~~Center for Health Information and Policy Analysis be~~
352 ~~appropriated from the General Revenue Fund.~~

353 (b) ~~The agency Florida Center for Health Information and~~
354 ~~Policy Analysis may apply for, and receive, and accept grants, from~~
355 ~~gifts, and other payments, including property and services, from~~
356 ~~a any governmental or other public or private entity or person~~
357 ~~and make arrangements for as to the use of such funds same,~~
358 ~~including the undertaking of special studies and other projects~~
359 ~~relating to health-care-related topics. Funds obtained pursuant~~
360 ~~to this paragraph may not be used to offset annual~~
361 ~~appropriations from the General Revenue Fund.~~

362 (c) ~~The agency shall ensure that a vendor who enters into a~~
363 ~~contract with the state under this section does not inhibit or~~
364 ~~impede consumer access to state-collected health data and~~
365 ~~information center may charge such reasonable fees for services~~
366 ~~as the agency prescribes by rule. The established fees may not~~
367 ~~exceed the reasonable cost for such services. Fees collected may~~
368 ~~not be used to offset annual appropriations from the General~~
369 ~~Revenue Fund.~~

370 ~~(8) STATE CONSUMER HEALTH INFORMATION AND POLICY ADVISORY~~
371 ~~COUNCIL.—~~

372 ~~(a) There is established in the agency the State Consumer~~
373 ~~Health Information and Policy Advisory Council to assist the~~
374 ~~center in reviewing the comprehensive health information system,~~
375 ~~including the identification, collection, standardization,~~



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376 ~~sharing, and coordination of health-related data, fraud and~~
377 ~~abuse data, and professional and facility licensing data among~~
378 ~~federal, state, local, and private entities and to recommend~~
379 ~~improvements for purposes of public health, policy analysis, and~~
380 ~~transparency of consumer health care information. The council~~
381 ~~shall consist of the following members:~~

382 1. ~~An employee of the Executive Office of the Governor, to~~
383 ~~be appointed by the Governor.~~

384 2. ~~An employee of the Office of Insurance Regulation, to be~~
385 ~~appointed by the director of the office.~~

386 3. ~~An employee of the Department of Education, to be~~
387 ~~appointed by the Commissioner of Education.~~

388 4. ~~Ten persons, to be appointed by the Secretary of Health~~
389 ~~Care Administration, representing other state and local~~
390 ~~agencies, state universities, business and health coalitions,~~
391 ~~local health councils, professional health-care-related~~
392 ~~associations, consumers, and purchasers.~~

393 ~~(b) Each member of the council shall be appointed to serve~~
394 ~~for a term of 2 years following the date of appointment, except~~
395 ~~the term of appointment shall end 3 years following the date of~~
396 ~~appointment for members appointed in 2003, 2004, and 2005. A~~
397 ~~vacancy shall be filled by appointment for the remainder of the~~
398 ~~term, and each appointing authority retains the right to~~
399 ~~reappoint members whose terms of appointment have expired.~~

400 ~~(c) The council may meet at the call of its chair, at the~~
401 ~~request of the agency, or at the request of a majority of its~~
402 ~~membership, but the council must meet at least quarterly.~~

403 ~~(d) Members shall elect a chair and vice chair annually.~~

404 ~~(e) A majority of the members constitutes a quorum, and the~~



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405 ~~affirmative vote of a majority of a quorum is necessary to take~~
406 ~~action.~~

407 ~~(f) The council shall maintain minutes of each meeting and~~
408 ~~shall make such minutes available to any person.~~

409 ~~(g) Members of the council shall serve without compensation~~
410 ~~but shall be entitled to receive reimbursement for per diem and~~
411 ~~travel expenses as provided in s. 112.061.~~

412 ~~(h) The council's duties and responsibilities include, but~~
413 ~~are not limited to, the following:~~

414 ~~1. To develop a mission statement, goals, and a plan of~~
415 ~~action for the identification, collection, standardization,~~
416 ~~sharing, and coordination of health-related data across federal,~~
417 ~~state, and local government and private sector entities.~~

418 ~~2. To develop a review process to ensure cooperative~~
419 ~~planning among agencies that collect or maintain health-related~~
420 ~~data.~~

421 ~~3. To create ad hoc issue-oriented technical workgroups on~~
422 ~~an as-needed basis to make recommendations to the council.~~

423 ~~(9) APPLICATION TO OTHER AGENCIES. Nothing in this section~~
424 ~~shall limit, restrict, affect, or control the collection,~~
425 ~~analysis, release, or publication of data by any state agency~~
426 ~~pursuant to its statutory authority, duties, or~~
427 ~~responsibilities.~~

428 Section 2. Paragraph (c) of subsection (4) of section
429 381.026, Florida Statutes, is amended to read:

430 381.026 Florida Patient's Bill of Rights and
431 Responsibilities.-

432 (4) RIGHTS OF PATIENTS.-Each health care facility or
433 provider shall observe the following standards:



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434 (c) *Financial information and disclosure.*-

435 1. A patient has the right to be given, upon request, by
436 the responsible provider, his or her designee, or a
437 representative of the health care facility full information and
438 necessary counseling on the availability of known financial
439 resources for the patient's health care.

440 2. A health care provider or a health care facility shall,
441 upon request, disclose to each patient who is eligible for
442 Medicare, before treatment, whether the health care provider or
443 the health care facility in which the patient is receiving
444 medical services accepts assignment under Medicare reimbursement
445 as payment in full for medical services and treatment rendered
446 in the health care provider's office or health care facility.

447 3. A primary care provider may publish a schedule of
448 charges for the medical services that the provider offers to
449 patients. The schedule must include the prices charged to an
450 uninsured person paying for such services by cash, check, credit
451 card, or debit card. The schedule must be posted in a
452 conspicuous place in the reception area of the provider's office
453 and must include, but is not limited to, the 50 services most
454 frequently provided by the primary care provider. The schedule
455 may group services by three price levels, listing services in
456 each price level. The posting must be at least 15 square feet in
457 size. A primary care provider who publishes and maintains a
458 schedule of charges for medical services is exempt from the
459 license fee requirements for a single period of renewal of a
460 professional license under chapter 456 for that licensure term
461 and is exempt from the continuing education requirements of
462 chapter 456 and the rules implementing those requirements for a



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463 single 2-year period.

464 4. If a primary care provider publishes a schedule of
465 charges pursuant to subparagraph 3., he or she must continually
466 post it at all times for the duration of active licensure in
467 this state when primary care services are provided to patients.
468 If a primary care provider fails to post the schedule of charges
469 in accordance with this subparagraph, the provider must ~~shall be~~
470 ~~required to~~ pay any license fee and comply with ~~any~~ continuing
471 education requirements for which an exemption was received.

472 5. A health care provider or a health care facility shall,
473 upon request, furnish a person, before the provision of medical
474 services, a reasonable estimate of charges for such services.
475 The health care provider or the health care facility shall
476 provide an uninsured person, before the provision of a planned
477 nonemergency medical service, a reasonable estimate of charges
478 for such service and information regarding the provider's or
479 facility's discount or charity policies for which the uninsured
480 person may be eligible. Such estimates by a primary care
481 provider must be consistent with the schedule posted under
482 subparagraph 3. To the extent possible, estimates shall, ~~to the~~
483 ~~extent possible~~, be written in language comprehensible to an
484 ordinary layperson. Such reasonable estimate does not preclude
485 the health care provider or health care facility from exceeding
486 the estimate or making additional charges based on changes in
487 the patient's condition or treatment needs.

488 6. Each licensed facility not operated by the state shall
489 make available to the public on its Internet website or by other
490 electronic means a description of and a link to the performance
491 outcome and financial data that is published by the agency



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492 ~~pursuant to s. 408.05(3)(k)~~. The facility shall place a notice
493 in the reception area that such information is available
494 electronically and the website address. The licensed facility
495 may indicate that the pricing information is based on a
496 compilation of charges for the average patient and that each
497 patient's bill may vary from the average depending upon the
498 severity of illness and individual resources consumed. The
499 licensed facility may also indicate that the price of service is
500 negotiable for eligible patients based upon the patient's
501 ability to pay.

502 7. A patient has the right to receive a copy of an itemized
503 bill upon request. A patient has a right to be given an
504 explanation of charges upon request.

505 Section 3. Subsection (11) of section 395.301, Florida
506 Statutes, is amended to read:

507 395.301 Itemized patient bill; form and content prescribed
508 by the agency.-

509 (11) Each licensed facility shall make available on its
510 Internet website a link to the performance outcome and financial
511 data that is published by the Agency for Health Care
512 Administration ~~pursuant to s. 408.05(3)(k)~~. The facility shall
513 place a notice in the reception area that the information is
514 available electronically and the facility's Internet website
515 address.

516 Section 4. Section 465.0244, Florida Statutes, is amended
517 to read:

518 465.0244 Information disclosure.-Every pharmacy shall make
519 available on its Internet website a link to the performance
520 outcome and financial data that is published by the Agency for



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521 Health Care Administration ~~pursuant to s. 408.05(3)(k)~~ and shall
522 place in the area where customers receive filled prescriptions
523 notice that such information is available electronically and the
524 address of its Internet website.

525 Section 5. Subsection (2) of section 627.6499, Florida
526 Statutes, is amended to read:

527 627.6499 Reporting by insurers and third-party
528 administrators.-

529 (2) Each health insurance issuer shall make available on
530 its Internet website a link to the performance outcome and
531 financial data that is published by the Agency for Health Care
532 Administration ~~pursuant to s. 408.05(3)(k)~~ and shall include in
533 every policy delivered or issued for delivery to any person in
534 the state or ~~any~~ materials provided as required by s. 627.64725
535 notice that such information is available electronically and the
536 address of its Internet website.

537 Section 6. Subsection (7) of section 641.54, Florida
538 Statutes, is amended to read:

539 641.54 Information disclosure.-

540 (7) Each health maintenance organization shall make
541 available on its Internet website a link to the performance
542 outcome and financial data that is published by the Agency for
543 Health Care Administration ~~pursuant to s. 408.05(3)(k)~~ and shall
544 include in every policy delivered or issued for delivery to any
545 person in the state or ~~any~~ materials provided as required by s.
546 627.64725 notice that such information is available
547 electronically and the address of its Internet website.

548 Section 7. This act shall take effect July 1, 2013.

- States what functions the AHCA must perform while collecting and disseminating comprehensive health information and statistics.
- Mandates that the AHCA implement the Initiative in a manner that recognizes state-collected data as an asset and rewards taxpayer investment in information collection and management.
- Mandates that the AHCA ensure that any vendor who enters into a contract with the state under this section does not inhibit or impede consumer access to state-collected health data.
- Eliminates the State Consumer Health Information and Policy Advisory Council.

The bill has an effective date of July 1, 2013.

The bill substantially amends the following sections of the Florida Statutes: 408.05, 381.026, 395.301, 465.0244, 627.6499 and 641.54.

II. Present Situation:

The Florida Center for Health Information and Policy Analysis

The Florida Center, housed within the AHCA, is responsible for collecting, compiling, coordinating, analyzing, and disseminating health related data and statistics for the purposes of developing public policy and promoting the transparency of consumer health care information.¹ The Center is divided into five offices each handling an area of Center responsibility:

- The Office of Data Collection and Quality Assurance collects patient discharge data from all licensed acute care hospitals (including psychiatric and comprehensive rehabilitation units), comprehensive rehabilitation hospitals, ambulatory surgical centers and emergency departments.²
- The Office of Risk Management and Patient Safety conducts in-depth analyses of reported incidents to determine what happened and how the involved facility responded to the incident.³
- The Office of Data Dissemination and Communication maintains the AHCA's health information website,⁴ provides technical assistance to data users, and creates consumer brochures and other publications.⁵
- The Office of Health Policy and Research conducts research and analysis of health care data from facilities and develops policy recommendations aimed at improving the delivery of health care services in Florida.⁶
- The Office of Health Information Exchange monitors innovations in health information technology, informatics, and the exchange of health information and provides a

¹ Florida Center for Health Information and Policy Analysis, found at: <http://ahca.myflorida.com/SCHS/index.shtml>, last visited on Mar. 5, 2013.

² Office of Data Collection & Quality Assurance, found at: <http://ahca.myflorida.com/SCHS/division.shtml#DataC>, last visited on Mar. 5, 2013.

³ Office of Risk Management and Patient Safety, found at: <http://ahca.myflorida.com/SCHS/division.shtml#PatientSafety>, last visited on Mar. 5, 2013.

⁴ www.FloridaHealthFinder.gov

⁵ The Office of Data Dissemination and Communication, found at: <http://ahca.myflorida.com/SCHS/division.shtml#DataD>, last visited on Mar. 5, 2013.

⁶ The Office of Health Policy and Research, found at: http://ahca.myflorida.com/SCHS/division.shtml#Policy_Research, last visited on Mar. 5, 2013.

clearinghouse of technical resources on health information exchange, electronic prescribing, privacy and security, and other relevant issues.⁷

Florida Center Data Collection

The Florida Center electronically collects patient data from every Florida licensed inpatient hospital, ambulatory surgery center (ASC), emergency department, and comprehensive rehabilitation hospital on a quarterly basis. The data is validated for accuracy and maintained in three major databases including the hospital inpatient database, the ambulatory surgery database, and the emergency department database:⁸

- The hospital inpatient database contains records for each patient stay at Florida acute care facilities, including long-term care hospitals and psychiatric hospitals. These records contain extensive patient information including discharge records, patient demographics, admission information, medical information, and charge data.⁹ This database also includes comprehensive inpatient rehabilitation data on patient-level discharge information from Florida's licensed freestanding comprehensive inpatient rehabilitation hospitals and acute care hospital distinct part rehabilitation units.¹⁰
- The ambulatory surgery database contains "same-day surgery" data on reportable patient visits to Florida health care facilities, including freestanding ambulatory surgery centers, short-term acute care hospitals, lithotripsy centers, and cardiac catheterization laboratories.¹¹ Ambulatory surgery data records include, but are not limited to, patient demographics, medical information, and charge data.¹²
- The emergency department database collects reports of all patients who visited an emergency department, but were not admitted for inpatient care. Reports are electronically submitted to the AHCA and include the hour of arrival, the patient's chief complaint, principal diagnosis, race, ethnicity, and external causes of injury.¹³

In addition to these databases, the Office of Risk Management and Patient Safety collects adverse incident reports from health care providers including, hospitals, ambulatory surgical centers, nursing homes, and assisted living facilities.¹⁴

Florida Center Data Dissemination

The Office of Data Dissemination and Communication makes data collected by the Florida Center available in three ways: by updating and maintaining the AHCA's health information

⁷ Office of Health Information Exchange, found at: <http://ahca.myflorida.com/SCHS/division.shtml#HIE>, last visited on Mar. 5, 2013.

⁸ Florida Center for Health Information and Policy Analysis, *2011 Annual Report*, p. 2, found at: http://edocs.dlis.state.fl.us/fldocs/ahca/schs/schs_ar2011.pdf, last visited on Mar. 5, 2013.

⁹ *Id.*, p. 3

¹⁰ *Id.*, p. 4

¹¹ *Id.*, p. 3

¹² *Id.*, p. 4

¹³ *Id.*, p. 5

¹⁴ *Id.*

website at www.FloridaHealthFinder.gov, by issuing standard and ad hoc reports, and by responding to requests for de-identified data.¹⁵

- www.FloridaHealthFinder.gov - The Florida Center maintains www.FloridaHealthFinder.gov (website) which was established to assist consumers in making informed health care decisions and lead to improvements in quality of care in Florida. The website provides a wide array of search and comparative tools to the public which allow easy access to information on hospitals, ambulatory surgery centers, emergency departments, hospice providers, physician volume, health plans, nursing homes, and prices for prescription drugs in Florida. The website also provides tools to researchers and professionals which allow specialized data queries that require users to have some knowledge of medical coding and terminology.¹⁶ Some of the features and data available on the website include a multimedia encyclopedia and symptoms navigator, hospital and ambulatory surgery centers performance data, data on mortality, complication, and infection rates for hospitals, and a facility/provider locator.¹⁷
- *Standard and Ad Hoc Reports* - The Center disseminates three standard reports which detail hospital fiscal data including a prior year report, an audited financial statement, and hospital financial data report. Also, ad hoc reports may be requested for customers looking for very specific information not included on a standard report or for customers who do not wish to purchase an entire data set to obtain information. One example of an ad hoc report would be a request for the average length of stay of patients admitted to a hospital with diabetes as a principle or secondary diagnosis.¹⁸ The Center charges a set fee for standard reports¹⁹ and a variable fee based on the extensiveness of an ad hoc report.²⁰
- *Requests for De-identified Data* - The Center also sells hospital inpatient, ambulatory surgery, and emergency department data to the general public in a non-confidential format. However, the requester must sign a limited set data use agreement which binds the requester to only using the data in a way specified in the agreement. Information not available in these limited data sets include: patient ID number, medical record number, social security number, dates of admission and discharge, visit beginning and end dates, age in days, payer, date of birth, and procedure dates.²¹

The State Consumer Health Information and Policy Advisory Council

Also created by s. 408.05, F.S., the State Consumer Health Information and Policy Advisory Council (Advisory Council) was established to make recommendations to the Florida Center for Health Information and Policy Analysis. The mission of the Advisory Council is to assist the Florida Center in reviewing the comprehensive health information system, including the identification, collection, standardization, sharing, and coordination of health-related data, fraud and abuse data, and professional and facility licensing data among federal, state, local, and

¹⁵ *Id.*, pp. 6-9

¹⁶ *Id.*, p. 9

¹⁷ *Id.*, pp. 9-13

¹⁸ *Id.*, p. 8

¹⁹ The price list for purchasing data from the Center is available at:

<http://floridahealthfinderstore.blob.core.windows.net/documents/researchers/OrderData/documents/PriceList%20Jan%202011.pdf>, last visited on Mar. 5, 2013.

²⁰ *Supra* note 8, p. 7

²¹ *Id.*, pp. 7-8. Also see note 19 for a price list.

private entities and to recommend improvements for purposes of public health, policy analysis, health information exchange and transparency of consumer health care information. The Advisory Council assists the AHCA in determining the method and format for the public disclosure of data collected by the Florida Center and also works with the Florida Center in the development and implementation of a long-range plan for making available health care quality measures and financial data that will allow consumers to compare health care services.²² The Advisory Council met three times in 2012, last meeting on November 29, and had a meeting on March 15, 2013. The Advisory Council's membership is detailed in s. 408.05(8), F.S., and includes:

- An employee of the Executive Office of the Governor.
- An employee of the Office of Insurance Regulation.
- An employee of the Department of Education.
- Ten persons appointed by the Secretary of Health Care Administration, representing other state and local agencies, state universities, business and health coalitions, local health councils.

III. Effect of Proposed Changes:

Section 1 amends s. 408.05, F.S., to:

- Eliminate the Florida Center for Health Information and Policy Analysis.
- Create the Florida Health Information Transparency Initiative.
- Direct the AHCA to make state-collected data on health providers, facilities, services, and payment sources available in a manner that allows for and encourages multiple innovative uses for the data.
- Require the AHCA, subject to the General Appropriations Act, to contract with one or more vendors to develop new methods of dissemination and to convert data into an easily usable electronic format.
- Detail the types of data and information the AHCA must include in the comprehensive health information system, including data and information on:
 - Health resources;
 - Utilization of health resources;
 - Health care costs and financing;
 - The extent, source, and type of public and private health insurance coverage in the state; and
 - Data necessary for measuring value and quality of care provided by various health care providers.
- State what functions the AHCA must perform in order to collect and disseminate comprehensive health information and statistics to the public and to support the development of policy recommendations, including:
 - Collecting and compiling data from all state agencies and programs involved in providing, regulating, and paying for health services.

²² State Consumer Health Information and Policy Advisory Council, *Executive Summary*, found at: <http://ahca.myflorida.com/SCHS/CommitteesCouncils/docs/AC-ExecutiveSummary0113.pdf>, last visited on Mar. 5, 2013.

- Promoting data sharing through the development, dissemination, and evaluation of state-collected health data and making such data available, transferable, readily useable.
- Developing written agreements with local, state, and federal agencies for the sharing of health-care-related data.
- Enabling and facilitating the sharing and use of all state-collected health data to the maximum extent allowed by law.
- Monitoring data collection procedures, testing data quality, and taking such corrective actions as may be necessary to ensure that data disseminated under the Initiative are accurate, valid, reliable and complete.
- Initiating and maintaining the activities necessary to collect, edit, verify, archive and retrieve the data.
- Mandate that the AHCA implement the Initiative in a manner that recognizes state-collected data as an asset and rewards taxpayer investment in information collection and management.
- Mandate that the AHCA ensure that any vendor who enters into a contract with the state under this section does not inhibit or impede consumer access to state-collected health data.
- Strike significant portions of the statute regarding the Comprehensive Health Information System.
- Eliminate the State Consumer Health Information and Policy Advisory Council.

Sections 2 through 6 amend various sections of the Florida Statutes to strike references made obsolete by the changes made to s. 408.05, F.S.

Section 7 provides an effective date of July 1, 2013.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

The Initiative is intended to modernize health care data collection and dissemination functions to facilitate public access to this data for innovative uses. The AHCA will

contract with one or more vendors, if funding is provided in the General Appropriations Act, to accomplish this objective.

C. **Government Sector Impact:**

The bill's fiscal impact on the AHCA is indeterminate and would depend largely on services and functions that could be outsourced to one or more vendors and whether such outsourcing would lead to reduction of AHCA staff. Any such vendor contracts are subject to the General Appropriations Act.

The AHCA also estimates that the bill would result in an insignificant reduction in the agency's travel expenses that are currently associated with the State Consumer Health Information and Policy Advisory Council.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Appropriations on April 3, 2013:

The committee substitute removed, from the bill, the words “but may not be limited to,” under the description of the health-related data and information that the comprehensive health information system shall include.

B. **Amendments:**

None.

By Senator Grimsley

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1 A bill to be entitled
 2 An act relating to a comprehensive health information
 3 system; amending s. 408.05, F.S.; renaming the Florida
 4 Center for Health Information and Policy Analysis as
 5 the Florida Health Information Transparency
 6 Initiative; providing a statement of purpose for the
 7 initiative; providing the duties of the Agency for
 8 Health Care Administration; revising the data and
 9 information required to be included in the health
 10 information system; revising the functions that the
 11 agency must perform in order to collect and
 12 disseminate health information and statistics;
 13 deleting provisions that require the center to provide
 14 technical assistance to persons and organizations
 15 engaged in health planning activities; deleting
 16 provisions that require the center to provide
 17 widespread dissemination of data; requiring the agency
 18 to implement the transparency initiative in a manner
 19 that recognizes state-collected data as an asset and
 20 rewards taxpayer investment in information collection
 21 and management; authorizing the agency to apply for,
 22 receive, and accept grants, gifts, and other payments,
 23 including property and services, from a governmental
 24 or other public or private entity or person; requiring
 25 the agency to ensure that certain vendors do not
 26 inhibit or impede consumer access to state-collected
 27 health data and information; abolishing the State
 28 Consumer Health Information and Policy Advisory
 29 Council; amending ss. 381.026, 395.301, 465.0244,

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30 627.6499, and 641.54, F.S.; conforming provisions to
 31 changes made by the act; providing an effective date.
 32
 33 Be It Enacted by the Legislature of the State of Florida:
 34
 35 Section 1. Section 408.05, Florida Statutes, is amended to
 36 read:
 37 408.05 Florida ~~Center for~~ Health Information Transparency
 38 Initiative and Policy Analysis.-
 39 (1) PURPOSE ESTABLISHMENT.-The agency shall coordinate
 40 establish a Florida Center for Health Information and Policy
 41 Analysis. The center shall establish a comprehensive health
 42 information system to promote accessibility, transparency, and
 43 utility of state-collected data and information about health
 44 providers, facilities, services, and payment sources ~~provide for~~
 45 ~~the collection, compilation, coordination, analysis, indexing,~~
 46 ~~dissemination, and utilization of both purposefully collected~~
 47 ~~and extant health-related data and statistics. The agency center~~
 48 ~~shall be responsible for making data available in a manner that~~
 49 ~~allows for and encourages multiple and innovative uses of data~~
 50 ~~sets collected under the auspices of the state. Subject to the~~
 51 ~~General Appropriations Act, the agency shall contract with one~~
 52 ~~or more vendors to develop new methods of dissemination and to~~
 53 ~~convert data into easily useable electronic formats~~ staffed with
 54 ~~public health experts, biostatisticians, information system~~
 55 ~~analysts, health policy experts, economists, and other staff~~
 56 ~~necessary to carry out its functions.~~
 57 (2) HEALTH-RELATED DATA.-The comprehensive health
 58 information system ~~operated by the Florida Center for Health~~

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 59 Information and Policy Analysis shall include, but may not be
 60 limited to, the following data and information identify the best
 61 available data sources and coordinate the compilation of extant
 62 health-related data and statistics and purposefully collect data
 63 on:

64 ~~(a) The extent and nature of illness and disability of the~~
 65 ~~state population, including life expectancy, the incidence of~~
 66 ~~various acute and chronic illnesses, and infant and maternal~~
 67 ~~morbidity and mortality.~~

68 ~~(b) The impact of illness and disability of the state~~
 69 ~~population on the state economy and on other aspects of the~~
 70 ~~well-being of the people in this state.~~

71 ~~(c) Environmental, social, and other health hazards.~~

72 ~~(d) Health knowledge and practices of the people in this~~
 73 ~~state and determinants of health and nutritional practices and~~
 74 ~~status.~~

75 (a)(e) Health resources, including licensed physicians,
 76 dentists, nurses, and other health professionals, licensed by
 77 specialty and type of practice and acute, long-term care and
 78 other institutional care facility supplies and specific services
 79 provided by hospitals, nursing homes, home health agencies, and
 80 other health care facilities, managed care organizations, and
 81 other health services regulated or funded by the state.

82 (b)(f) Utilization of health resources care by type of
 83 provider.

84 (c)(g) Health care costs and financing, including Medicaid
 85 claims and encounter data and data from other public and private
 86 payors trends in health care prices and costs, the sources of
 87 payment for health care services, and federal, state, and local

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 88 ~~expenditures for health care.~~

89 ~~(h) Family formation, growth, and dissolution.~~

90 (d)(i) The extent, source, and type of public and private
 91 health insurance coverage in this state.

92 (e)(j) The data necessary for measuring value and quality
 93 of care provided by various health care providers, including
 94 applicable credentials, accreditation status, utilization,
 95 revenues and expenses, outcomes, site visits, and other
 96 regulatory reports, and the results of administrative and civil
 97 litigation.

98 (3) COORDINATION COMPREHENSIVE HEALTH INFORMATION SYSTEM.—
 99 In order to collect and disseminate comprehensive preduce
 100 comparable and uniform health information and statistics for the
 101 public as well as for development of policy recommendations, the
 102 agency shall perform the following functions:

103 (a) Collect and compile data from all state agencies and
 104 programs involved in providing, regulating, and paying for
 105 health services ~~Coordinate the activities of state agencies~~
 106 ~~involved in the design and implementation of the comprehensive~~
 107 ~~health information system.~~

108 (b) Promote data sharing through the ~~Undertake research,~~
 109 ~~development, dissemination, and evaluation of state-collected~~
 110 ~~health data and by making such data available, transferable, and~~
 111 ~~readily useable respecting the comprehensive health information~~
 112 ~~system.~~

113 ~~(c) Review the statistical activities of state agencies to~~
 114 ~~ensure that they are consistent with the comprehensive health~~
 115 ~~information system.~~

116 (c)(d) Develop written agreements with local, state, and

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117 federal agencies for the sharing of health-care-related data or
 118 using the facilities and services of such agencies. State
 119 agencies, local health councils, and other agencies under state
 120 contract shall assist the agency center in obtaining, compiling,
 121 and transferring health-care-related data maintained by state
 122 and local agencies. ~~Written agreements must specify the types,~~
 123 ~~methods, and periodicity of data exchanges and specify the types~~
 124 ~~of data that will be transferred to the center.~~

125 (d)(e) Enable and facilitate the sharing and use of all
 126 state-collected health data to the maximum extent allowed by law
 127 ~~Establish by rule the types of data collected, compiled,~~
 128 ~~processed, used, or shared. Decisions regarding center data sets~~
 129 ~~should be made based on consultation with the State Consumer~~
 130 ~~Health Information and Policy Advisory Council and other public~~
 131 ~~and private users regarding the types of data which should be~~
 132 ~~collected and their uses. The center shall establish~~
 133 ~~standardized means for collecting health information and~~
 134 ~~statistics under laws and rules administered by the agency.~~

135 ~~(f) Establish minimum health-care-related data sets which~~
 136 ~~are necessary on a continuing basis to fulfill the collection~~
 137 ~~requirements of the center and which shall be used by state~~
 138 ~~agencies in collecting and compiling health-care-related data.~~
 139 ~~The agency shall periodically review ongoing health care data~~
 140 ~~collections of the Department of Health and other state agencies~~
 141 ~~to determine if the collections are being conducted in~~
 142 ~~accordance with the established minimum sets of data.~~

143 ~~(g) Establish advisory standards to ensure the quality of~~
 144 ~~health statistical and epidemiological data collection,~~
 145 ~~processing, and analysis by local, state, and private~~

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146 ~~organizations.~~

147 (e)(h) Monitor data collection procedures, test data
 148 quality, and take such corrective actions as may be necessary to
 149 ensure that data and information disseminated under the
 150 initiative are accurate, valid, reliable, and complete ~~Prescribe~~
 151 ~~standards for the publication of health-care-related data~~
 152 ~~reported pursuant to this section which ensure the reporting of~~
 153 ~~accurate, valid, reliable, complete, and comparable data. Such~~
 154 ~~standards should include advisory warnings to users of the data~~
 155 ~~regarding the status and quality of any data reported by or~~
 156 ~~available from the center.~~

157 (f)(i) Initiate and maintain activities necessary to
 158 collect, edit, verify, archive, and retrieve ~~Prescribe standards~~
 159 ~~for the maintenance and preservation of the center's data. This~~
 160 ~~should include methods for archiving data, retrieval of archived~~
 161 ~~data, and data compiled pursuant to this section editing and~~
 162 ~~verification.~~

163 ~~(j) Ensure that strict quality control measures are~~
 164 ~~maintained for the dissemination of data through publications,~~
 165 ~~studies, or user requests.~~

166 ~~(k) Develop, in conjunction with the State Consumer Health~~
 167 ~~Information and Policy Advisory Council, and implement a long-~~
 168 ~~range plan for making available health care quality measures and~~
 169 ~~financial data that will allow consumers to compare health care~~
 170 ~~services. The health care quality measures and financial data~~
 171 ~~the agency must make available shall include, but is not limited~~
 172 ~~to, pharmaceuticals, physicians, health care facilities, and~~
 173 ~~health plans and managed care entities. The agency shall update~~
 174 ~~the plan and report on the status of its implementation~~

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175 annually. The agency shall also make the plan and status report
 176 available to the public on its Internet website. As part of the
 177 plan, the agency shall identify the process and timeframes for
 178 implementation, any barriers to implementation, and
 179 recommendations of changes in the law that may be enacted by the
 180 Legislature to eliminate the barriers. As preliminary elements
 181 of the plan, the agency shall:

182 ~~1. Make available patient safety indicators, inpatient~~
 183 ~~quality indicators, and performance outcome and patient charge~~
 184 ~~data collected from health care facilities pursuant to s.~~
 185 ~~408.061(1)(a) and (2). The terms "patient safety indicators" and~~
 186 ~~"inpatient quality indicators" shall be as defined by the~~
 187 ~~Centers for Medicare and Medicaid Services, the National Quality~~
 188 ~~Forum, the Joint Commission on Accreditation of Healthcare~~
 189 ~~Organizations, the Agency for Healthcare Research and Quality,~~
 190 ~~the Centers for Disease Control and Prevention, or a similar~~
 191 ~~national entity that establishes standards to measure the~~
 192 ~~performance of health care providers, or by other states. The~~
 193 ~~agency shall determine which conditions, procedures, health care~~
 194 ~~quality measures, and patient charge data to disclose based upon~~
 195 ~~input from the council. When determining which conditions and~~
 196 ~~procedures are to be disclosed, the council and the agency shall~~
 197 ~~consider variation in costs, variation in outcomes, and~~
 198 ~~magnitude of variations and other relevant information. When~~
 199 ~~determining which health care quality measures to disclose, the~~
 200 ~~agency:~~

201 ~~a. Shall consider such factors as volume of cases; average~~
 202 ~~patient charges; average length of stay; complication rates;~~
 203 ~~mortality rates; and infection rates, among others, which shall~~

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204 ~~be adjusted for case mix and severity, if applicable.~~

205 ~~b. May consider such additional measures that are adopted~~
 206 ~~by the Centers for Medicare and Medicaid Studies, National~~
 207 ~~Quality Forum, the Joint Commission on Accreditation of~~
 208 ~~Healthcare Organizations, the Agency for Healthcare Research and~~
 209 ~~Quality, Centers for Disease Control and Prevention, or a~~
 210 ~~similar national entity that establishes standards to measure~~
 211 ~~the performance of health care providers, or by other states.~~

212
 213 ~~When determining which patient charge data to disclose, the~~
 214 ~~agency shall include such measures as the average of~~
 215 ~~undiscounted charges on frequently performed procedures and~~
 216 ~~preventive diagnostic procedures, the range of procedure charges~~
 217 ~~from highest to lowest, average net revenue per adjusted patient~~
 218 ~~day, average cost per adjusted patient day, and average cost per~~
 219 ~~admission, among others.~~

220 ~~2. Make available performance measures, benefit design, and~~
 221 ~~premium cost data from health plans licensed pursuant to chapter~~
 222 ~~627 or chapter 641. The agency shall determine which health care~~
 223 ~~quality measures and member and subscriber cost data to~~
 224 ~~disclose, based upon input from the council. When determining~~
 225 ~~which data to disclose, the agency shall consider information~~
 226 ~~that may be required by either individual or group purchasers to~~
 227 ~~assess the value of the product, which may include membership~~
 228 ~~satisfaction, quality of care, current enrollment or membership,~~
 229 ~~coverage areas, accreditation status, premium costs, plan costs,~~
 230 ~~premium increases, range of benefits, copayments and~~
 231 ~~deductibles, accuracy and speed of claims payment, credentials~~
 232 ~~of physicians, number of providers, names of network providers,~~

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233 and hospitals in the network. Health plans shall make available
 234 to the agency any such data or information that is not currently
 235 reported to the agency or the office.

236 ~~3. Determine the method and format for public disclosure of~~
 237 ~~data reported pursuant to this paragraph. The agency shall make~~
 238 ~~its determination based upon input from the State Consumer~~
 239 ~~Health Information and Policy Advisory Council. At a minimum,~~
 240 ~~the data shall be made available on the agency's Internet~~
 241 ~~website in a manner that allows consumers to conduct an~~
 242 ~~interactive search that allows them to view and compare the~~
 243 ~~information for specific providers. The website must include~~
 244 ~~such additional information as is determined necessary to ensure~~
 245 ~~that the website enhances informed decisionmaking among~~
 246 ~~consumers and health care purchasers, which shall include, at a~~
 247 ~~minimum, appropriate guidance on how to use the data and an~~
 248 ~~explanation of why the data may vary from provider to provider.~~

249 ~~4. Publish on its website undiscounted charges for no fewer~~
 250 ~~than 150 of the most commonly performed adult and pediatric~~
 251 ~~procedures, including outpatient, inpatient, diagnostic, and~~
 252 ~~preventative procedures.~~

253 ~~(4) TECHNICAL ASSISTANCE.—~~

254 ~~(a) The center shall provide technical assistance to~~
 255 ~~persons or organizations engaged in health planning activities~~
 256 ~~in the effective use of statistics collected and compiled by the~~
 257 ~~center. The center shall also provide the following additional~~
 258 ~~technical assistance services:~~

259 ~~1. Establish procedures identifying the circumstances under~~
 260 ~~which, the places at which, the persons from whom, and the~~
 261 ~~methods by which a person may secure data from the center,~~

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262 ~~including procedures governing requests, the ordering of~~
 263 ~~requests, timeframes for handling requests, and other procedures~~
 264 ~~necessary to facilitate the use of the center's data. To the~~
 265 ~~extent possible, the center should provide current data timely~~
 266 ~~in response to requests from public or private agencies.~~

267 ~~2. Provide assistance to data sources and users in the~~
 268 ~~areas of database design, survey design, sampling procedures,~~
 269 ~~statistical interpretation, and data access to promote improved~~
 270 ~~health-care-related data sets.~~

271 ~~3. Identify health care data gaps and provide technical~~
 272 ~~assistance to other public or private organizations for meeting~~
 273 ~~documented health care data needs.~~

274 ~~4. Assist other organizations in developing statistical~~
 275 ~~abstracts of their data sets that could be used by the center.~~

276 ~~5. Provide statistical support to state agencies with~~
 277 ~~regard to the use of databases maintained by the center.~~

278 ~~6. To the extent possible, respond to multiple requests for~~
 279 ~~information not currently collected by the center or available~~
 280 ~~from other sources by initiating data collection.~~

281 ~~7. Maintain detailed information on data maintained by~~
 282 ~~other local, state, federal, and private agencies in order to~~
 283 ~~advise those who use the center of potential sources of data~~
 284 ~~which are requested but which are not available from the center.~~

285 ~~8. Respond to requests for data which are not available in~~
 286 ~~published form by initiating special computer runs on data sets~~
 287 ~~available to the center.~~

288 ~~9. Monitor innovations in health information technology,~~
 289 ~~informatics, and the exchange of health information and maintain~~
 290 ~~a repository of technical resources to support the development~~

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291 ~~of a health information network.~~

292 ~~(b) The agency shall administer, manage, and monitor grants~~
 293 ~~to not-for-profit organizations, regional health information~~
 294 ~~organizations, public health departments, or state agencies that~~
 295 ~~submit proposals for planning, implementation, or training~~
 296 ~~projects to advance the development of a health information~~
 297 ~~network. Any grant contract shall be evaluated to ensure the~~
 298 ~~effective outcome of the health information project.~~

299 ~~(c) The agency shall initiate, oversee, manage, and~~
 300 ~~evaluate the integration of health care data from each state~~
 301 ~~agency that collects, stores, and reports on health care issues~~
 302 ~~and make that data available to any health care practitioner~~
 303 ~~through a state health information network.~~

304 ~~(5) PUBLICATIONS, REPORTS, SPECIAL STUDIES. The center~~
 305 ~~shall provide for the widespread dissemination of data which it~~
 306 ~~collects and analyzes. The center shall have the following~~
 307 ~~publication, reporting, and special study functions:~~

308 ~~(a) The center shall publish and make available~~
 309 ~~periodically to agencies and individuals health statistics~~
 310 ~~publications of general interest, including health plan consumer~~
 311 ~~reports and health maintenance organization member satisfaction~~
 312 ~~surveys; publications providing health statistics on topical~~
 313 ~~health policy issues; publications that provide health status~~
 314 ~~profiles of the people in this state; and other topical health~~
 315 ~~statistics publications.~~

316 ~~(b) The center shall publish, make available, and~~
 317 ~~disseminate, promptly and as widely as practicable, the results~~
 318 ~~of special health surveys, health care research, and health care~~
 319 ~~evaluations conducted or supported under this section. Any~~

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320 ~~publication by the center must include a statement of the~~
 321 ~~limitations on the quality, accuracy, and completeness of the~~
 322 ~~data.~~

323 ~~(c) The center shall provide indexing, abstracting,~~
 324 ~~translation, publication, and other services leading to a more~~
 325 ~~effective and timely dissemination of health care statistics.~~

326 ~~(d) The center shall be responsible for publishing and~~
 327 ~~disseminating an annual report on the center's activities.~~

328 ~~(e) The center shall be responsible, to the extent~~
 329 ~~resources are available, for conducting a variety of special~~
 330 ~~studies and surveys to expand the health care information and~~
 331 ~~statistics available for health policy analyses, particularly~~
 332 ~~for the review of public policy issues. The center shall develop~~
 333 ~~a process by which users of the center's data are periodically~~
 334 ~~surveyed regarding critical data needs and the results of the~~
 335 ~~survey considered in determining which special surveys or~~
 336 ~~studies will be conducted. The center shall select problems in~~
 337 ~~health care for research, policy analyses, or special data~~
 338 ~~collections on the basis of their local, regional, or state~~
 339 ~~importance; the unique potential for definitive research on the~~
 340 ~~problem; and opportunities for application of the study~~
 341 ~~findings.~~

342 ~~(4)(6) PROVIDER DATA REPORTING.—This section does not~~
 343 ~~confer on the agency the power to demand or require that a~~
 344 ~~health care provider or professional furnish information,~~
 345 ~~records of interviews, written reports, statements, notes,~~
 346 ~~memoranda, or data other than as expressly required by law.~~

347 ~~(5)(7) HEALTH INFORMATION ENTERPRISE BUDGET; FEES.—~~

348 ~~(a) The agency shall implement the transparency initiative~~

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349 ~~in a manner that recognizes state-collected data as an asset and~~
 350 ~~rewards taxpayer investment in information collection and~~
 351 ~~management~~ Legislature intends that funding for the Florida
 352 Center for Health Information and Policy Analysis be
 353 appropriated from the General Revenue Fund.

354 (b) The agency Florida Center for Health Information and
 355 Policy Analysis may apply for, and receive, and accept grants,
 356 gifts, and other payments, including property and services, from
 357 a any governmental or other public or private entity or person
 358 and make arrangements for as to the use of such funds same,
 359 including the undertaking of special studies and other projects
 360 relating to health-care-related topics. ~~Funds obtained pursuant~~
 361 ~~to this paragraph may not be used to offset annual~~
 362 ~~appropriations from the General Revenue Fund.~~

363 (c) The agency shall ensure that a vendor who enters into a
 364 contract with the state under this section does not inhibit or
 365 impede consumer access to state-collected health data and
 366 information center may charge such reasonable fees for services
 367 as the agency prescribes by rule. ~~The established fees may not~~
 368 ~~exceed the reasonable cost for such services. Fees collected may~~
 369 ~~not be used to offset annual appropriations from the General~~
 370 ~~Revenue Fund.~~

371 ~~(8) STATE CONSUMER HEALTH INFORMATION AND POLICY ADVISORY~~
 372 ~~COUNCIL.—~~

373 ~~(a) There is established in the agency the State Consumer~~
 374 ~~Health Information and Policy Advisory Council to assist the~~
 375 ~~center in reviewing the comprehensive health information system,~~
 376 ~~including the identification, collection, standardization,~~
 377 ~~sharing, and coordination of health-related data, fraud and~~

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378 ~~abuse data, and professional and facility licensing data among~~
 379 ~~federal, state, local, and private entities and to recommend~~
 380 ~~improvements for purposes of public health, policy analysis, and~~
 381 ~~transparency of consumer health care information. The council~~
 382 ~~shall consist of the following members:~~

383 ~~1. An employee of the Executive Office of the Governor, to~~
 384 ~~be appointed by the Governor.~~

385 ~~2. An employee of the Office of Insurance Regulation, to be~~
 386 ~~appointed by the director of the office.~~

387 ~~3. An employee of the Department of Education, to be~~
 388 ~~appointed by the Commissioner of Education.~~

389 ~~4. Ten persons, to be appointed by the Secretary of Health~~
 390 ~~Care Administration, representing other state and local~~
 391 ~~agencies, state universities, business and health coalitions,~~
 392 ~~local health councils, professional health-care-related~~
 393 ~~associations, consumers, and purchasers.~~

394 ~~(b) Each member of the council shall be appointed to serve~~
 395 ~~for a term of 2 years following the date of appointment, except~~
 396 ~~the term of appointment shall end 3 years following the date of~~
 397 ~~appointment for members appointed in 2003, 2004, and 2005. A~~
 398 ~~vacancy shall be filled by appointment for the remainder of the~~
 399 ~~term, and each appointing authority retains the right to~~
 400 ~~reappoint members whose terms of appointment have expired.~~

401 ~~(c) The council may meet at the call of its chair, at the~~
 402 ~~request of the agency, or at the request of a majority of its~~
 403 ~~membership, but the council must meet at least quarterly.~~

404 ~~(d) Members shall elect a chair and vice chair annually.~~

405 ~~(e) A majority of the members constitutes a quorum, and the~~
 406 ~~affirmative vote of a majority of a quorum is necessary to take~~

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407 ~~action.~~408 ~~(f) The council shall maintain minutes of each meeting and~~
409 ~~shall make such minutes available to any person.~~410 ~~(g) Members of the council shall serve without compensation~~
411 ~~but shall be entitled to receive reimbursement for per diem and~~
412 ~~travel expenses as provided in s. 112.061.~~413 ~~(h) The council's duties and responsibilities include, but~~
414 ~~are not limited to, the following:~~415 ~~1. To develop a mission statement, goals, and a plan of~~
416 ~~action for the identification, collection, standardization,~~
417 ~~sharing, and coordination of health related data across federal,~~
418 ~~state, and local government and private sector entities.~~419 ~~2. To develop a review process to ensure cooperative~~
420 ~~planning among agencies that collect or maintain health related~~
421 ~~data.~~422 ~~3. To create ad hoc issue-oriented technical workgroups on~~
423 ~~an as-needed basis to make recommendations to the council.~~424 ~~(9) APPLICATION TO OTHER AGENCIES.—Nothing in this section~~
425 ~~shall limit, restrict, affect, or control the collection,~~
426 ~~analysis, release, or publication of data by any state agency~~
427 ~~pursuant to its statutory authority, duties, or~~
428 ~~responsibilities.~~429 Section 2. Paragraph (c) of subsection (4) of section
430 381.026, Florida Statutes, is amended to read:431 381.026 Florida Patient's Bill of Rights and
432 Responsibilities.—433 (4) RIGHTS OF PATIENTS.—Each health care facility or
434 provider shall observe the following standards:435 (c) *Financial information and disclosure.*—

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436 1. A patient has the right to be given, upon request, by
437 the responsible provider, his or her designee, or a
438 representative of the health care facility full information and
439 necessary counseling on the availability of known financial
440 resources for the patient's health care.441 2. A health care provider or a health care facility shall,
442 upon request, disclose to each patient who is eligible for
443 Medicare, before treatment, whether the health care provider or
444 the health care facility in which the patient is receiving
445 medical services accepts assignment under Medicare reimbursement
446 as payment in full for medical services and treatment rendered
447 in the health care provider's office or health care facility.448 3. A primary care provider may publish a schedule of
449 charges for the medical services that the provider offers to
450 patients. The schedule must include the prices charged to an
451 uninsured person paying for such services by cash, check, credit
452 card, or debit card. The schedule must be posted in a
453 conspicuous place in the reception area of the provider's office
454 and must include, but is not limited to, the 50 services most
455 frequently provided by the primary care provider. The schedule
456 may group services by three price levels, listing services in
457 each price level. The posting must be at least 15 square feet in
458 size. A primary care provider who publishes and maintains a
459 schedule of charges for medical services is exempt from the
460 license fee requirements for a single period of renewal of a
461 professional license under chapter 456 for that licensure term
462 and is exempt from the continuing education requirements of
463 chapter 456 and the rules implementing those requirements for a
464 single 2-year period.

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465 4. If a primary care provider publishes a schedule of
 466 charges pursuant to subparagraph 3., he or she must continually
 467 post it at all times for the duration of active licensure in
 468 this state when primary care services are provided to patients.
 469 If a primary care provider fails to post the schedule of charges
 470 in accordance with this subparagraph, the provider must ~~shall be~~
 471 ~~required to~~ pay any license fee and comply with ~~any~~ continuing
 472 education requirements for which an exemption was received.

473 5. A health care provider or a health care facility shall,
 474 upon request, furnish a person, before the provision of medical
 475 services, a reasonable estimate of charges for such services.
 476 The health care provider or the health care facility shall
 477 provide an uninsured person, before the provision of a planned
 478 nonemergency medical service, a reasonable estimate of charges
 479 for such service and information regarding the provider's or
 480 facility's discount or charity policies for which the uninsured
 481 person may be eligible. Such estimates by a primary care
 482 provider must be consistent with the schedule posted under
 483 subparagraph 3. To the extent possible, estimates shall, ~~to the~~
 484 ~~extent possible,~~ be written in language comprehensible to an
 485 ordinary layperson. Such reasonable estimate does not preclude
 486 the health care provider or health care facility from exceeding
 487 the estimate or making additional charges based on changes in
 488 the patient's condition or treatment needs.

489 6. Each licensed facility not operated by the state shall
 490 make available to the public on its Internet website or by other
 491 electronic means a description of and a link to the performance
 492 outcome and financial data that is published by the agency
 493 ~~pursuant to s. 408.05(3)(*)~~. The facility shall place a notice

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494 in the reception area that such information is available
 495 electronically and the website address. The licensed facility
 496 may indicate that the pricing information is based on a
 497 compilation of charges for the average patient and that each
 498 patient's bill may vary from the average depending upon the
 499 severity of illness and individual resources consumed. The
 500 licensed facility may also indicate that the price of service is
 501 negotiable for eligible patients based upon the patient's
 502 ability to pay.

503 7. A patient has the right to receive a copy of an itemized
 504 bill upon request. A patient has a right to be given an
 505 explanation of charges upon request.

506 Section 3. Subsection (11) of section 395.301, Florida
 507 Statutes, is amended to read:

508 395.301 Itemized patient bill; form and content prescribed
 509 by the agency.—

510 (11) Each licensed facility shall make available on its
 511 Internet website a link to the performance outcome and financial
 512 data that is published by the Agency for Health Care
 513 Administration ~~pursuant to s. 408.05(3)(*)~~. The facility shall
 514 place a notice in the reception area that the information is
 515 available electronically and the facility's Internet website
 516 address.

517 Section 4. Section 465.0244, Florida Statutes, is amended
 518 to read:

519 465.0244 Information disclosure.—Every pharmacy shall make
 520 available on its Internet website a link to the performance
 521 outcome and financial data that is published by the Agency for
 522 Health Care Administration ~~pursuant to s. 408.05(3)(*)~~ and shall

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523 place in the area where customers receive filled prescriptions
524 notice that such information is available electronically and the
525 address of its Internet website.

526 Section 5. Subsection (2) of section 627.6499, Florida
527 Statutes, is amended to read:

528 627.6499 Reporting by insurers and third-party
529 administrators.—

530 (2) Each health insurance issuer shall make available on
531 its Internet website a link to the performance outcome and
532 financial data that is published by the Agency for Health Care
533 Administration pursuant to ~~s. 408.05(3)(k)~~ and shall include in
534 every policy delivered or issued for delivery to any person in
535 the state or ~~any~~ materials provided as required by s. 627.64725
536 notice that such information is available electronically and the
537 address of its Internet website.

538 Section 6. Subsection (7) of section 641.54, Florida
539 Statutes, is amended to read:

540 641.54 Information disclosure.—

541 (7) Each health maintenance organization shall make
542 available on its Internet website a link to the performance
543 outcome and financial data that is published by the Agency for
544 Health Care Administration pursuant to ~~s. 408.05(3)(k)~~ and shall
545 include in every policy delivered or issued for delivery to any
546 person in the state or ~~any~~ materials provided as required by s.
547 627.64725 notice that such information is available
548 electronically and the address of its Internet website.

549 Section 7. This act shall take effect July 1, 2013.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: CS/CS/SB 1632

INTRODUCER: Appropriations Committee; Transportation Committee; and Senator Latvala

SUBJECT: Transportation

DATE: April 4, 2013

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Price	Eichin	TR	Fav/CS
2.	Carey	Hansen	AP	Fav/CS
3.				
4.				
5.				
6.				

Please see Section VIII. for Additional Information:

- | | | |
|------------------------------|-------------------------------------|---|
| A. COMMITTEE SUBSTITUTE..... | <input checked="" type="checkbox"/> | Statement of Substantial Changes |
| B. AMENDMENTS..... | <input type="checkbox"/> | Technical amendments were recommended |
| | <input type="checkbox"/> | Amendments were recommended |
| | <input type="checkbox"/> | Significant amendments were recommended |

I. Summary:

CS/CS/SB 1632 revises provisions relating to the Florida Department of Transportation's (FDOT) disposal and lease of real and personal property and revises provisions contained in ch. 479, F.S., relating to outdoor advertising.

The bill has an indeterminate fiscal impact on State Transportation Trust Fund. In addition, a positive impact to local revenue is expected as properties formerly owned by FDOT are returned to the ad valorem tax roll. See Section V.

Primarily, the bill:

- Authorizes the FDOT to contract for auction services used in the conveyance of real or personal property or of leasehold interests.
- Revises the terms and conditions under which the FDOT may sell or lease properties acquired for transportation rights-of-way.
- Authorizes the FDOT, when it determines property is not needed for a transportation facility, to dispose of the property through negotiations, sealed competitive bids, auctions, or any

other means the FDOT deems to be in its best interest and after due advertisement if the property is valued at greater than \$10,000.

- Prohibits a sale at a price less than the FDOT's current estimate of value, except under certain conditions.
- Authorizes the FDOT to enter into a lease through negotiations, sealed competitive bids, auctions, or any other means the FDOT deems to be in its best interest; and prohibits the FDOT from entering into a lease at a price less than the FDOT's current estimate of value.
- Requires the FDOT's estimate of value to be prepared in accordance with the FDOT procedures, guidelines, and rules for valuation of real property; and requires, if the value of the property exceeds \$50,000 as determined by the FDOT's estimate, the sale or lease must be at a negotiated price not less than the estimate of value as determined by an independent appraisal prepared in accordance with the FDOT procedures, guidelines, and rules, the cost of which must be paid by the party seeking the purchase or lease of the property.
- Relocates, revises, and repeals various definitions, and revises various duties of the FDOT with respect to administration and enforcement of state and federal outdoor advertising provisions.
- Provides that the FDOT shall permit signs only in commercial or industrial zones, as determined by the local government, as specified; provides criteria required for local government determinations as to zoning for a parcel; and provides certain uses and activities that may not be independently recognized as commercial or industrial, the bulk of which is relocated from existing law.
- Requires the FDOT to notify a sign applicant in writing if the FDOT disagrees with a local government determination that a proposed sign location is on a parcel that is in a commercial or industrial zone, authorizes an applicant whose application for a permit is denied to request an administrative hearing, and requires the FDOT to notify the local government that the applicant has requested a hearing.
- Provides that if the FDOT determines that the parcel does not meet sign permit requirements, the applicant must remove the sign within 30 days after the date of the order and is responsible for all sign removal costs; and provides for a reduction in transportation funding to a local government if a local government fails to comply.
- Revises various fees; revises provisions relating to signs visible from more than one highway; makes permanent a pilot program in specified locations under which the distance between certain permitted signs may be reduced to 1,000 feet; revises provisions relating to vegetation management and revises provisions relating to relocated or reconstruction of signs situated upon right-of-way acquired by the FDOT.
- Provides for additional signs that can be erected without a permit, but prohibits implementation or continuation of the authorized signs as specified; revises provisions relating to increasing the height of a sign at its permitted location if a noise-attenuation barrier is permitted or erected by any governmental entity, as specified; and expands the logo sign program to the right-of-way of the limited-access system.
- Makes various grammatical changes to aid readability, provides various technical corrections, and conforms terminology to changes made in the act.
- Repeals a pilot program authorized in 2012 for signs for tourist-oriented commerce signs, which is replaced by authority to erect such signs without a permit under certain conditions.
- Requires the FDOT to submit for legislative approval in the next regular legislative session a program that allows participation in the maintenance of highway roadside rights-of-way

through monetary contributions in exchange for the placement of organic corporate emblems in view of passing motorists in recognition of services provided, if the Federal Government approves such a program.

- Provides an effective date.

This bill substantially amends the following sections of the Florida Statutes: 337.25, 479.01, 479.02, 479.03, 479.04, 479.05, 479.07, 479.08, 479.10, 479.105, 479.106, 479.107, 479.111, 479.15, 479.1546, 479.16, 479.24, 479.25, 479.261, and 479.313.

This bill creates section 479.024, Florida Statutes.

The bill repeals section 76 of chapter 2012-174, Laws of Florida.

II. Present Situation:

Disposal and Lease of Real and Personal Property

The FDOT is authorized to purchase, lease, exchange, or otherwise acquire any land, property interests, buildings or other improvements necessary for rights-of-way for existing or anticipated transportation facilities on the State Highway System, on the State Park Road System, or in an FDOT designated rail or transportation corridor. The FDOT may also accept donations of land, building, or other improvements for transportation rights-of-way and may compensate an entity by providing replacement facilities when the land, building, or other improvements are needed for transportation purposes but are held by a federal, state, or local governmental entity and used for public purposes other than transportation.¹

The FDOT is required to conduct a complete inventory of all real or personal property immediately upon acquisition, including an itemized listing of all appliances, fixtures, and other severable items, a statement of the location or site of each piece of realty, structure, or severable item; and the serial number assigned to each.² The FDOT must evaluate the inventory of real property which has been owned for at least 10 years and which is not within a transportation corridor or the right-of-way of a transportation facility. If the property is not located within a transportation corridor or is not needed for a transportation facility, FDOT is authorized to dispose of the property.³ According to the FDOT, 85 percent of its currently-owned surplus property is valued at under \$50,000.

Sale of Property

The FDOT is authorized to sell any land, building, or other real or personal property it acquired if the FDOT determines the property is not needed for a transportation facility.⁴ The FDOT is required to first offer the property (“first right of refusal”) to the local government in whose jurisdiction the property is located, with the exception of the following parcels:

¹ Section 337.25(1), F.S.

² Section 337.25(2), F.S.

³ Section 337.25(3), F.S.

⁴ Section 337.25(4), F.S.

- The FDOT may negotiate the sale of property, at no less than fair market value as determined by an independent appraisal, to the owner holding title to abutting property, if in the FDOT's discretion public sale would be inequitable.⁵
- The FDOT may sell property acquired for use as a borrow pit, at no less than fair market value, to the owner of abutting land from which the pit was originally acquired, if the pit is no longer needed.⁶
- The FDOT may convey to a county without consideration any property acquired by a county or by the FDOT using constitutional gas tax funds for a right-of-way or borrow pit for a road on the State Highway System, State Park Road System, or county road system if the property is no longer used or needed by the FDOT; and the county may sell the property on receipt of competitive bids.⁷
- A governmental entity may authorize re-conveyance to the original donor of property donated to the state for transportation purposes if the facility has not been constructed for at least five years, no plans have been prepared for construction of the facility, and the property is not located within a transportation corridor.⁸
- The FDOT may negotiate the sale of property as replacement housing if the property was originally acquired for persons displaced by transportation projects and if the state receives no less than its investment in such properties or fair market value, whichever is lower. This benefit extends only to persons actually displaced by a project, and dispositions to any other person must be for fair market value.⁹

Once the FDOT determines the property is not needed for a transportation facility and has extended and received rejection of required first rights of refusal, FDOT is also authorized to:

- Negotiate the sale of property if its value is \$10,000 or less as determined by FDOT estimate;¹⁰
- Sell the property to the highest bidder through "due advertisement" of receipt of sealed competitive bids or by public auction if its value exceeds \$10,000 as determined by the FDOT estimate;¹¹
- Determine the fair market value of property through appraisal conducted by an FDOT appraiser, if the FDOT begins the process for disposing of property on its own initiative, either by authorized negotiation or by authorized receipt of sealed competitive bids or public auction;¹²
- Convey the property without consideration to a governmental entity if the property is to be used for a public purpose;¹³ and
- Use the projected maintenance costs of the property over the next five years to offset the market value in establishing a value for disposal of the property, even if that value is zero, if

⁵ Section 337.25(4)(c), F.S.

⁶ Section 337.25(4)(d), F.S.

⁷ Section 337.25(4)(f), F.S.

⁸ Section 337.25(4)(g), F.S.

⁹ Section 337.25(4)(i), F.S.

¹⁰ Section 337.25(4)(a), F.S.

¹¹ Section 337.25(4)(b), F.S.

¹² Section 337.25(4)(e), F.S.

¹³ Section 337.25(4)(h), F.S.

the FDOT determines that the property will require significant costs to be incurred or that continued ownership of the property exposes the FDOT to significant liability risks.¹⁴

Lease of Property

The FDOT is further authorized to convey a leasehold interest for commercial or other purposes to any acquired land, building, or other property, real or personal, subject to the following.¹⁵

- The FDOT may negotiate such a lease at the prevailing market value with the owner from whom the property was acquired; with the holders of leasehold estates existing at the time of the FDOT's acquisition; or, if public bidding would be inequitable, with the owner of privately owned abutting property, after reasonable notice to all other abutting property owners.¹⁶
- All other leases must be by competitive bid.¹⁷
- Such leases are limited to five years in duration, but the FDOT may renegotiate a lease for an additional five-year term without rebidding.¹⁸
- Each lease must require that any improvements made to the property during the lease term be removed at the lessee's expense.¹⁹
- If property is to be used for a public purpose, including a fair, art show, or other educational, cultural, or fundraising activity, the property may be leased without consideration to a governmental entity or school board.²⁰
- No lease may be used by the lessee to establish the four years' standing required by eminent domain law if the business had not been established for four years on the date title passed to the FDOT.²¹
- The FDOT may enter into a long-term lease without compensation with certain public ports for rail corridors used for the operation of a short-line railroad to the port.²²

The appraisals currently required under s. 337.25(4)(c) and (d), F.S., must be prepared in accordance with the FDOT guidelines and rules by an independent appraiser certified by the FDOT.²³ When "due advertisement" is required, an advertisement in a newspaper of general circulation in the area of the improvements of not less than 14 calendar days prior to the date of the receipt of bids or the date on which a public auction is to be held satisfies the requirement.²⁴

Control of Outdoor Advertising

Since the passage of the Highway Beautification Act (HBA) in 1965, the Federal Highway Administration (FHWA) has established controls for outdoor advertising along Federal-aid

¹⁴ Section 337.25(4)(j), F.S.

¹⁵ Section 337.25(5), F.S.

¹⁶ Section 337.25(5)(a), F.S.

¹⁷ Section 337.25(5)(b), F.S.

¹⁸ Section 337.25(5)(c), F.S.

¹⁹ Section 337.25(5)(d), F.S.

²⁰ Section 337.25(5)(e), F.S.

²¹ Section 337.25(5)(g), F.S.

²² Section 337.25(5)(h), F.S.

²³ Section 337.25(7), F.S.

²⁴ Section 337.25(8), F.S.

Primary, Interstate, and National Highway System roads. The HBA allows the location of billboards in commercial or industrial areas, mandates a state compliance program, requires the development of state standards, promotes the expeditious removal of illegal signs, and requires just compensation for takings.

The primary features of the Highway Beautification Act include:

- Billboards are allowed, by statute, in commercial and industrial areas consistent with size, lighting, and spacing provisions as agreed to by the state and federal governments. Billboard controls apply to all Interstates, Federal-Aid Primaries, and other highways that are part of the national Highway System.
- States have the discretion to remove legal nonconforming signs²⁵ along highways. However, the payment of just compensation is required for the removal of any lawfully erected billboard along the specified roads.
- States and localities may enact stricter laws than stipulated in the HBA.

The HBA mandates state compliance and the development of standards for certain signs as well as the removal of nonconforming signs. While the states are not directly forced to control signs, failure to impose the required controls can result in a substantial penalty. The penalty for noncompliance with the HBA is a 10 percent reduction of the state's annual federal-aid highway apportionment.²⁶

Under the provisions of a 1972 agreement between the State of Florida and the U.S. Department of Transportation (USDOT)²⁷ incorporating the HBA's required controls, the FDOT requires commercial signs to meet certain requirements when they are within 660 feet of Interstate and Federal-Aid Primary highways in urban areas, or visible at any distance from the same roadways when outside of urban areas. The agreement embodies the federally-required "effective control of the erection and maintenance of outdoor advertising signs, displays, and devices." Absent this effective control, the non-compliance penalty of 10 percent of federal highway funds may be imposed.

Florida's outdoor advertising laws are found in ch. 479, F.S., and are based on federal law and regulations, and the 1972 agreement.

Commercial and Industrial Areas

Outdoor advertising signs may legally be located in commercial or industrial areas. In conformance with the 1972 agreement, s. 479.01(4), F.S., currently defines "commercial or industrial zone" as a parcel of land designated for commercial or industrial use under both the Future Land Use Map (FLUM) of the local comprehensive plan and the land development regulations adopted pursuant to ch. 163, F.S. This allows the FDOT to consider both land

²⁵ A legal "nonconforming sign" is a sign that was legally erected according to the applicable laws and regulations of the time, but which does not meet current laws or regulations. (s. 479.01(17), F.S.)

²⁶ 23 U.S.C. § 131(b)

²⁷ Copy on file in the Senate Transportation Committee.

development regulations and future land use maps in determining commercial and industrial land use areas and issuing permits for sign locations in such areas.

Unzoned Commercial and Industrial Areas

If a parcel is located in an area designated for multiple uses on the FLUM, and the land development regulations do not clearly designate the parcel for a specific use, the area will be considered an unzoned commercial or industrial area and outdoor advertising signs may be permitted there provided three or more separate commercial or industrial activities take place.²⁸ However, the following criteria must be met:

- One of the commercial or industrial activities must be located within 800 feet of the sign and on the same side of the highway,
- The commercial or industrial activity must be within 660 feet of the right-of-way, and
- The commercial or industrial activities must be within 1,600 feet of each other.

Regardless of whether the criteria above are met, the following activities are specifically excluded from being recognized as commercial or industrial activities and therefore cannot be considered when determining whether a parcel is an unzoned commercial or industrial area:

- Signs.
- Agricultural, forestry, ranching, grazing, farming, and related activities.
- Transient or temporary activities.
- Activities not visible from the main-traveled way.
- Activities conducted more than 660 feet from the right-of-way.
- Activities conducted in a building principally used as a residence.
- Railroad tracks and minor sidings.
- Communications towers.²⁹

With the exception of communication towers, the exclusion of these activities is specifically required by the 1972 agreement between the State and the United States Department of Transportation (USDOT).

Entry Upon Privately Owned Lands

For the purposes of ch. 479, F.S., all of the state is deemed as the territory under the FDOT's jurisdiction.³⁰ Employees, agents, or independent contractors working for the FDOT are authorized to enter upon any land upon which a sign is displayed, is proposed to be erected, or is being erected and to make sign inspections, surveys, and removals. After receiving consent by the landowner, operator, or person in charge, or appropriate inspection warrant issued by an appropriate judge, that the removal of an illegal outdoor advertising sign is necessary, the FDOT is authorized to enter upon any intervening privately-owned lands for the purpose of removal of illegal signs, provided the FDOT has determined that no other legal or economically feasible

²⁸ Section 479.01(26), F.S.

²⁹ Id.

³⁰ Section 479.03, F.S.

means of entry to the sign site are reasonably available. The FDOT is responsible for the repair or replacement in like manner of any physical damage or destruction of the private property.

License to Engage in the Business of Outdoor Advertising

A person is prohibited from engaging in the business of outdoor advertising without first obtaining a license from the FDOT. A person is not required to obtain the license to erect outdoor advertising signs or structures as an incidental part of a building construction contract.³¹

Denial or Revocation of License

The FDOT may deny or revoke any license requested or granted under ch. 479, F.S., in any case in which the FDOT determines that the application for the license contains knowingly false or misleading information, or that the licensee has violated any of the provisions of that chapter, unless such licensee corrects such false or misleading information or complies with the provisions of that chapter within 30 days after the receipt of the FDOT notice. Any person aggrieved by any FDOT action in denying or revoking a license is authorized to apply to the FDOT for an administrative hearing within 30 days from the receipt of the notice.³²

Permit Application Documentation

Section 479.07(1), F.S., except as otherwise specified, provides that a person may not erect, operate, use, or maintain, or cause to be erected, operated, used, or maintained, any sign on the State Highway System outside an urban area, as defined in s. 334.03(31), F.S., or on any portion of the interstate or federal-aid primary highway system without first obtaining a permit for the sign from FDOT and paying the required annual fee. Subsection (2) prohibits a person from applying for a permit unless the person has first obtained the written permission of the owner or other person in lawful possession or control of the site designated as the location of the sign in the application for the permit. As a part of the application, the applicant or authorized representative must certify in a notarized signed statement that he or she has obtained the written permission of the owner or other person in lawful possession of the site designated as the location of the sign in the permit application.

Outdoor Advertising Annual Permit Fee/Multiple Transfer Fee/Permit Reinstatement Fee

The FDOT is required to establish by rule an annual permit fee for each sign facing³³ in an amount sufficient to offset the total cost to the FDOT for the program, but shall not exceed \$100.³⁴ The current fee is \$71, with some exceptions for small signs. The FDOT advises it has no immediate plans to increase the fee but notes the data base currently used for the program was written in 1999. While the system is in need of an upgrade, the upgrade is well down the list of priorities. However, when upgraded, the annual permit fee will need to be increased to offset the

³¹ Section 479.04, F.S.

³² Section 479.05, F.S.

³³ A "sign facing" includes all sign faces and automatic changeable faces displayed at the same location and facing the same direction. A "sign face" means the part of the sign, including trim and background, which contains the message or informative contents. (s. 479.01(22) and (23), F.S.)

³⁴ Section 479.07(3)(c), F.S.

total cost to the FDOT for the program. No application fee to cover the FDOT's administrative costs in processing applications is currently required.

The transfer of valid permits from one sign owner to another is currently authorized upon written acknowledgement from the current permittee and submittal of a transfer fee of \$5 for each permit to be transferred.³⁵ The maximum transfer fee for any multiple transfer between two outdoor advertisers in a single transaction is \$100. The FDOT advises the \$100 fee is insufficient to cover its administrative costs in frequent cases of bulk transfers between two outdoor advertisers in a single transaction.

Current law provides a process for sign removal if a permittee has not submitted all license and permit renewal fees by the expiration date of the license or permit.³⁶ With respect to sign permits, if at any time before removal of the sign, the permittee demonstrates that a good faith error on the part of the permittee resulted in cancellation or nonrenewal of the permit, the FDOT is authorized to reinstate the permit if the permit reinstatement fee of up to \$300 based on the size of the sign is paid; all other permit renewal and delinquent permit fees due as of the reinstatement date are paid; and the permittee reimburses the FDOT for all actual costs resulting from the permit cancellation or nonrenewal. The FDOT advises its administrative costs associated with reviewing reinstatement requests are the same regardless of the size of the sign.

Permit Tag Placement/Replacement Tags

The FDOT is currently required to furnish to a permittee a serially numbered permanent metal permit tag which the permittee is required to securely attach to the sign facing or, if there is no facing, on the pole nearest the highway. Further, effective July 1, 2012, the tag must be securely attached to the upper 50 percent of the pole nearest the highway and must be attached in such a manner as to be plainly visible from the main traveled way. In addition, the permit becomes void unless the permit tag is properly and permanently displayed at the permitted site within 30 days after the date of permit issuance.³⁷

That section also provides for the FDOT issuance of a replacement tag in the event a permit tag is lost, stolen, or destroyed and, alternatively, authorizes a permittee to provide its own replacement tag pursuant to the FDOT specifications that the FDOT shall adopt by rule at the time it establishes the service fee for replacement tags.³⁸

Signs Visible From More than One Highway

If a sign is visible from the controlled area of more than one highway subject to the FDOT jurisdiction, the sign must meet the permitting requirements of, and be permitted to, the highway having the more stringent permitting requirements.³⁹

³⁵ Section 479.07(6), F.S.

³⁶ Section 479.07(8), F.S.

³⁷ Section 479.07(5), F.S.

³⁸ Rule 14-10.004(5), F.A.C.

³⁹ Section 479.07(9)(a), F.S.

Pilot Program/Reduction of Distance Between Permitted Signs

Current law establishes a pilot program in Orange, Hillsborough, and Osceola Counties, and within the boundaries of the City of Miami, under which the distance between permitted signs on the same side of an interstate highway may be reduced to 1,000 feet under the specified conditions and directs the FDOT to maintain statistics tracking the use of the provisions of the pilot program based on notifications received by the FDOT from local governments.⁴⁰

Sign Removal Following Permit Revocation

A sign permittee is currently required to remove a sign within 30 days after the date of revocation of the permit for the sign and, if the permittee fails to do so, the FDOT is required to remove the sign without further notice and without incurring any liability.⁴¹ Further, all costs incurred by the FDOT in connection with the removal of a sign located within a controlled area adjacent to the State Highway System, interstate highway system, or federal-aid primary highway system following the revocation of the sign permit shall be assessed and collected from the permittee.⁴²

Notices of Violation/Signs Erected or Maintained Without Required Permit

Any sign located adjacent to the right-of-way of any highway on the State Highway System outside an incorporated area or adjacent to the right-of-way on any portion of the interstate or federal-aid primary highway system without the required the FDOT permit must be removed. Prior to removal, the FDOT is required to prominently post on the sign face a notice that the sign is illegal and must be removed within 30 days after the date on which the notice was posted. If the sign bears the name of the licensee or the name and address of the non-licensed sign owner, concurrently with and in addition to posting the notice, the FDOT must provide a written notice to the owner stating that the sign is illegal and must be permanently removed within the 30-day period; and that the sign owner has a right to request a hearing, which request must be filed with the FDOT within 30 days after the date of the written notice. If after notice the sign owner does not remove the sign, the FDOT is required to do so.⁴³

Issuance of Permits for Conforming or Nonconforming Signs

If a sign owner demonstrates to FDOT that:

- A given sign has been unpermitted, structurally unchanged, and continuously maintained at the same location for a period of seven years or more;
- The sign would have met the criteria established in ch. 479, F.S., for issuance of a permit at any time during the period in which the sign has been erected;
- The FDOT has not initiated a notice of violation or taken other action to remove the sign during the initial seven-year period; and

⁴⁰ Section 479.07(9)(c), F.S.

⁴¹ Section 479.10, F.S.

⁴² Section 479.313, F.S.

⁴³ Section 479.105(1)(a) and (b), F.S.

- The FDOT determines that the sign is not located on state right-of-way and is not a safety hazard.

The FDOT is authorized to consider the sign a conforming or nonconforming sign and to issue a permit for the sign upon application and payment of a penalty fee of \$300 and all pertinent fees required by ch. 479, F.S., including annual permit renewal fees payable since the date of the erection of the sign.⁴⁴

Vegetation Management and View Zones for Outdoor Advertising

Section 479.106, F.S., addresses vegetation management and establishes “view zones” for lawfully permitted outdoor advertising signs on interstates, expressways, federal-aid primary highways, and the State Highway System, excluding privately or other publicly owned property. The intent of the section is to create partnering relationships which will have the effect of improving the appearance of Florida’s highways and creating a net increase in the vegetative habitat along the roads.⁴⁵

The section requires anyone desiring to remove, cut, or trim trees or vegetation on public right-of-way to improve the visibility of a sign or future sign to obtain written permission from the FDOT. To receive a permit to remove vegetation, the applicant must provide a plan for the removal and for the management of any vegetation planted as the result of a mitigation plan. Rule 14-10.057, F.A.C., requires mitigation where:

- Cutting, trimming, or damaging vegetation permanently detracts from the appearance or health of trees, shrubs, or herbaceous plants, or where such activity is not done in accordance with published standard practices. This does not apply to invasive exotic and other noxious plants;
- Trees taller than the surrounding shrubs and herbaceous plants are permanently damaged or destroyed;
- Species of trees or shrubs not likely to grow to interfere with visibility are damaged or removed;
- Trees or shrubs that are likely to interfere with visibility are trimmed improperly, permanently damaged, or removed; or
- Herbaceous plants are permanently damaged.

When the installation of a new sign requires the removal, cutting, or trimming of existing trees or vegetation on public right-of-way, the FDOT may only grant a permit for the new sign when the sign owner has removed at least two non-conforming signs of comparable size and surrendered those signs’ permits for cancellation. For signs originally permitted after July 1, 1996,⁴⁶ the FDOT is prohibited from granting any permit where such trees or vegetation are part of a beautification project implemented before the date of the original sign permit application, as specified.

⁴⁴ Section 479.105(1)(e), F.S.

⁴⁵ Section 479.106(8), F.S.

⁴⁶ The date of enactment of s. 479.106, F.S.

Vegetation Management Application Fee/Multiple Site Fee/Administrative Penalty

The FDOT is currently authorized to establish an application fee not to exceed \$25 for each individual application to defer the costs of processing such application and a fee not to exceed \$200 to defer the costs of processing an application for multiple sites.⁴⁷ Further, any person who violates or benefits from a violation of ch. 479, F.S., is subject to an administrative penalty of up to \$1,000 and is required to mitigate for the unauthorized removal, cutting, or trimming of trees or vegetation.⁴⁸

Cost of Sign Removal/Additional Fine for Violations

Section 479.107(5), F.S., requires that the cost of removing a specified sign, whether by the FDOT or an independent contractor, shall be assessed by the FDOT against the owner of the sign. In addition, the FDOT is directed to assess a fine of \$75 against the sign owner for any sign which violates the requirements of that section. The FDOT advises assessment is infrequent and collection is rare.

Relocation or Reconstruction of a Publicly Acquired Sign

When the FDOT acquires land with a lawful nonconforming sign, the sign may, at the election of its owner and the FDOT and subject to the FHWA approval, be relocated or reconstructed adjacent to the new right-of-way along the roadway within 100 feet of the current location, provided the nonconforming sign is not relocated on a parcel zoned residential, and provided further that such relocation is subject to applicable setback requirements.⁴⁹ The relocation is required to be adjacent to the current site, and the face of the sign may not be increased in size or height or structurally modified at the point of relocation in conflict with the building codes of the jurisdiction in which the sign is located.⁵⁰

Permits Not Required for Certain Signs

Section 479.16, F.S., currently identifies a number of signs for which permits are not required, including without limitation:

- On-premise signs (signs on property stating only the name of the owner, lessee, or occupant of the premises and not exceeding 8 square feet in area;
- Signs that are not in excess of 8 square feet that are owned by and relate to the facilities or activities of churches, civic organizations, fraternal organizations, charitable organizations, or units or agencies of government;
- Signs placed on benches, transit shelters, and waste receptacles; and
- Signs not in excess of 16 square feet placed at a road junction with the State Highway System denoting only the distance or direction of a residence or farm operation, or, in a rural area where a hardship is created because a small business is not visible from the road junction, one sign not in excess of 16 square feet, denoting only the name of, and the distance

⁴⁷ Section 479.106(4), F.S.

⁴⁸ Section 479.106(7), F.S.

⁴⁹ Section 479.15(3), F.S.

⁵⁰ Section 479.15(4), F.S.

and direction to, the business. This provision does not apply to charter counties and may not be implemented if the federal government notifies the FDOT that implementation will adversely affect the allocation of federal funds to the FDOT.

Compensation for Removal of Signs

The FDOT is currently required to pay just compensation upon its removal of a lawful nonconforming sign along any portion of the interstate or federal-aid primary highway system.⁵¹

Noise-Attenuation Barriers Blocking View of Signs

The owner of a lawfully erected sign is authorized to increase the height above ground level of such sign at its permitted location if any governmental entity permits or erects a noise-attenuation barrier in such a way as to block visibility of the sign. If construction of a proposed noise-attenuation barrier will screen a lawfully permitted sign, the FDOT is required to provide notice to the local government or jurisdiction in which the sign is located before erection of the noise attenuation barrier. If it is determined that the increase in height will violate a local ordinance or land development regulation, the local government or jurisdiction is required to notify the FDOT.

When notice has been received from the local government or jurisdiction prior to erection of the noise-attenuation barrier, the FDOT is required to conduct a written survey of all property owners identified as impacted by highway noise and who may benefit from the proposed barrier. The written survey must, in addition to stating the date, time, and location of a required public hearing, specifically advise the impacted property owners that:

- Erection of the noise-attenuation barrier may block the visibility of an existing outdoor advertising sign;
- The local government or local jurisdiction may restrict or prohibit increasing the height of the existing outdoor advertising sign to make it visible over the barrier; and
- If a majority of the impacted property owners vote for construction of the noise-attenuation barrier, the local government or local jurisdiction is required to:
 - Allow an increase in the height of the sign in violation of a local ordinance or land development regulation;
 - Allow the sign to be relocated or reconstructed at another location if the sign owner agrees; or
 - Pay the fair market value of the sign and its associated interest in the real property.

The FDOT must hold the public hearing and receive input on the proposed noise-attenuation barrier and its conflict with the local ordinance or land development regulations, and suggest or consider alternatives or modification to the proposed barrier to alleviate or minimize the conflict with the local ordinance or regulation or minimize any costs associated with relocating, reconstructing, or paying for the affected sign. Notice of the hearing, in addition to general provisions, must specifically state the same items specified for inclusion in the written survey above.

⁵¹ Section 479.24, F.S.

The FDOT is prohibited from permitting erection of the noise-attenuation barrier to the extent that the barrier screens or blocks visibility of the sign until after the public hearing and until such time as the survey has been conducted and a majority of the impacted property owners have indicated approval. When approved, the FDOT must notify the local governments or local jurisdictions, and the local government or jurisdiction must, notwithstanding any conflicting ordinance or regulation:

- Issue a permit by variance or otherwise for the reconstruction of a sign;
- Allow the relocation of a sign, or construction of another sign, at an alternative location that is permissible, if the sign owner agrees to relocate the sign or construct another sign; or
- Refuse to issue the required permits for reconstruction of a sign and pay fair market value of the sign and its associated interest in the real property to the sign owner.⁵²

Logo Program

The FDOT is required to establish a logo sign program for the rights-of-way of the interstate highway system to provide information to motorists about available gas, food, lodging, camping, attractions, and other services, as approved by the Federal Highway Administration, at interchanges through the use of business logos and may include additional interchanges under the program.⁵³ As indicated, the program is limited to the interstate highway system, but under the Manual on Uniform Traffic Control Devices,⁵⁴ the program may be extended to other limited-access facilities, thereby expanding opportunities for business participation in the program.

III. Effect of Proposed Changes:

Section 1 amends s. 337.25, F.S., relating to the FDOT acquisition, lease, and disposal of real and personal property, to:

- Authorize the FDOT to contract for auction services used in the conveyance of real or personal property or leasehold interests and to authorize such contracts to allow the contractor to retain a portion of the proceeds as compensation.
- Make “plain language” revisions to the provisions requiring an inventory upon the FDOT possession or acquisition of real or personal property to remove the required itemized listing in the inventory and replaces it with including a statement of the location or site of each piece of realty, structure, or severable item.
- Replace the FDOT authority to “sell” any land, building, or other real or personal property when the FDOT determines the property isn’t needed for a transportation facility with authority to “convey” the same; authorizes the FDOT, when it determines the property is not needed for a transportation facility, to dispose of property through negotiations, sealed competitive bids, auctions, or any other means the FDOT deems to be in its best interest.
- Requires due advertisement of properties valued at more than \$10,000.

⁵² Section 479.25, F.S.

⁵³ Section 479.261, F.S.

⁵⁴ Adopted by FDOT pursuant to s. 316.0745, F.S.

- Prohibits a sale at a price less than the FDOT's current estimate of value.
- Authorize (rather than require) the FDOT to afford a right of first refusal to a political subdivision (in addition to a local government) in which the parcel is located, except in conveyances transacted under revised paragraphs (4)(a), (c), and (e).
- Revise the paragraphs of current subsection (4) as follows:
 - Removes the FDOT authority to negotiate the sale of property valued at \$10,000 or less as determined by the FDOT's estimate and relocates from paragraph (g) to paragraph (a) the authority of a governmental entity to authorize re-conveyance to the original donor of property donated to the state for transportation purposes under the specified conditions.
 - Relocates from paragraph (h) to paragraph (b) the FDOT's authority to convey property without consideration to a governmental entity if the property is to be used for a public purpose.
 - Removes the FDOT authority to negotiate the sale of property, at no less than fair market value, to the owner holding title to abutting property, if in the FDOT's discretion public sale would be inequitable and relocates revised authority from paragraph (c) to paragraph (e); relocates from paragraph (i) to paragraph (c) the FDOT's authority to negotiate the sale of property as replacement housing if the property was originally acquired for persons displaced by transportation projects and if the state receives no less than its investment in such properties or the FDOT's current estimate of value (rather than fair market value), whichever is lower; and also replaces fair market value dispositions to any other persons with dispositions for no less than the FDOT's current estimate of value.
 - Removes the FDOT authority to sell property acquired for use as a borrow pit, at no less than fair market value, to the owner of abutting land from which the pit was originally acquired, if the pit is no longer needed; and relocates from paragraph (j) to paragraph (d) the FDOT's authority to use the projected maintenance costs of the property over the next ten (rather than five) years to offset the market value in establishing a value for disposal of the property, even if that value is zero, if the FDOT determines that the property will require significant costs to be incurred or that continued ownership of the property exposes the FDOT to significant liability risks.
 - Relocates the FDOT authority to sell property to an abutting property owner currently in paragraph (c) to paragraph (e) and revises the authority to provide that if, in the FDOT's discretion, a sale to anyone other than an abutting property owner would be inequitable, the property may be sold to the abutting owner for the FDOT's current estimate of value (rather than no less than fair market value as determined by an independent appraisal).
 - Deletes current paragraph (f) authorizing the FDOT to convey to a county without consideration any property acquired by a county or by the FDOT using constitutional gas tax funds for a right-of-way or borrow pit;
 - Deletes current paragraphs (g), (h), and (i), which language is relocated as already described.
- Prohibit the FDOT from conveying a leasehold interest at a price less than the FDOT's current estimate of value, except as provided in revised paragraphs (4)(a)-(d).
- Revise the paragraphs of current subsection (5) as follows:
 - Removes the FDOT authority to negotiate a lease at the prevailing market value with the owner from whom the property was acquired and with the holders of leasehold estates existing at the time of the FDOT's acquisition and relocates revised authority from paragraph (a) to paragraph (b).

- Removes the requirement that all other leases be by competitive bid; relocates the FDOT authority to sell property to an abutting property owner currently in paragraph (a) to paragraph (b); and revises the authority to provide that if, in the FDOT's discretion, a lease to a person other than an abutting property owner or tenant with a leasehold interest in the abutting property would be inequitable, the FDOT may lease the property to the abutting owner or tenant for no less than the FDOT's current estimate of value (rather than at the prevailing market value).
- Retains the five-year limitation on the duration of leases entered into through the general authority granted to the FDOT to enter into a lease through negotiations, sealed competitive bids, auctions, or any other means the FDOT deems to be in its best interest; removes that limitation from the revised the FDOT authority to lease property to an abutting owner or tenant if a lease to another would be inequitable; and authorizes the FDOT, in addition to its authority to renegotiate a lease, to extend a lease for an additional five years as the FDOT deems appropriate (rather than without rebidding).
- Revises the requirement that each lease contain a provision requiring any improvements made to the property during the term of lease to be removed at the lessee's expense by adding, "unless otherwise directed by the lessor."
- Deletes the identified public purposes (a fair, art show, or other educational, cultural, or fundraising activity) for which the FDOT may lease property without consideration; removes a school board as an entity to which the FDOT may grant such a lease; and provides that a lease for a public purpose is exempt from the five-year, renegotiation or extension limits.
- Remove direction that appraisals required by current paragraphs (4)(c) [sale of property to an abutting owner if public sale would be inequitable] and (4)(d) [sale of borrow pit to abutting owner from which originally required] be prepared in accordance with the FDOT guidelines and rules by an FDOT certified independent appraiser; remove direction that if federal funds were used in the acquisition of the property, the appraisal shall also be subject to the approval of the Federal Highway Administration; require the FDOT's estimate of value required by revised subsections (4) [conveyance of any land, building, or other real or personal property] and (5) [lease of any land, building, or other real or personal property] be prepared in accordance with the FDOT procedures, guidelines, and rules for valuation of real property; and require, if the value of the property exceeds \$50,000 as determined by the FDOT estimate, the sale or lease must be at a negotiated price not less than the estimate of value as determined by an appraisal prepared in accordance with the FDOT procedures, guidelines, and rules for valuation of property, the cost of which shall be paid by the party seeking the purchase or lease of the property.
-
- Provide that this section does not modify the eminent domain requirements of s. 73.013, F.S.

Section 2 requires the FDOT to submit for legislative approval in the next regular legislative session a program that allows participation in the maintenance of highway roadside rights-of-way through monetary contributions in exchange for the placement of organic corporate emblems in view of passing motorists in recognition of services provided, if the Federal Government approves such a program.

Section 3 amends s. 479.01, F.S., definitions as used in ch. 479, F.S., as follows:

- Revises the definition of “business of outdoor advertising,” to eliminate “constructing,” “erecting,” or “using,” outdoor advertising structures, signs, or advertisements from activities requiring a license.
- Repeals the definition of “commercial or industrial zone,” and relocates provisions to a new s. 479.024, F.S., under which local governments are required to determine the location of commercial or industrial zones in accordance with ch. 163, F.S..
- Revises the definition of “federal-aid primary highway system,” to conform to federal terminology.
- Revises the definition of “remove,” to mean to disassemble all sign materials above ground level and transport them from the sign site. Revises the definition of “sign face,” to include an automatic changeable face.
- Revises the definition of “State Highway System,” by referencing the existing definition in s. 334.03, F.S..
- Repeals the definition of “unzoned commercial or industrial area,” and relocates the criteria for determination of such an area to a new s. 479.024, F.S. The bill also relocates and revises provisions related to specified activities that may not be recognized as commercial or industrial activities.

Section 4 amends s. 479.02, F.S., duties of the FDOT, as follows:

- In the duty to administer and enforce the provisions of ch. 479, F.S., the agreement between the FDOT and the USDOT, Title 23 USC, and federal regulations, inserts the year of the agreement, 1972, and expressly incorporates provisions of the referenced chapter, agreement, law and regulations pertaining to the maintenance, continuance, and removal of nonconforming signs.
- In the duty to regulate size, height, lighting, and spacing of permitted signs, revises language to distinguish between commercial and industrial *parcels* and unzoned commercial or industrial *areas*.
- Directs the FDOT to determine such parcels and areas in the manner provided in the new s. 479.024, F.S.
- In the duty to adopt rules necessary for proper administration of ch. 479, F.S., including rules that identify activities that may not be recognized as industrial or commercial activities, revises language to distinguish between commercial and industrial *parcels* and unzoned commercial or industrial *areas* and requires the rules to provide for determination of such parcels and areas in the manner provided in the new s. 479.024, F.S.
- In the duty to inventory and determine the location of all signs, makes “plain language” revisions and repeals the FDOT direction to adopt rules regarding what information is to be collected and preserved in the inventory.

Section 5 creates s. 479.024, entitled “*Commercial and industrial parcels*,” providing a framework for local government determinations as to zoning for a parcel, the bulk of which is taken from existing law. The bill:

- Requires that the FDOT permit signs only in commercial or industrial zones, as determined by the local government in compliance with ch. 163, F.S., unless otherwise provided in ch. 479, F.S.

- Defines “parcel” to mean the property where the sign is located or proposed to be located; and defines “utilities” to include all privately, publicly, or cooperatively owned lines, facilities, and systems for producing, transmitting, or distributing communications, power, electricity, light, heat, gas, oil, crude products, water, steam, waste, and stormwater not connected with the highway drainage, and other similar commodities.
- Requires the local government determination as to zoning for a parcel to meet the following criteria:
 - The parcel is comprehensively zoned and includes commercial or industrial uses as allowable uses.
 - The parcel can reasonably accommodate a commercial or industrial use under the future land use map of the comprehensive plan and land use development regulations, as follows:
 - Sufficient utilities are available to support commercial or industrial development; and
 - The size, configuration, and public access of the parcel are sufficient to accommodate a commercial or industrial use, given requirements in the comp plan and land development regulations for vehicular access, on-site circulation, building setbacks, buffering, parking, and other applicable standards, or the parcel consists of railroad tracks or minor sidings abutting commercial or industrial property that meets the criteria of this subsection;
 - The parcel is not being used exclusively for noncommercial or nonindustrial uses.
- Provides, if a local government has not designated zoning through land development regulations in compliance with ch. 163 but has designated the parcel under the future land use map of the comp plan for uses that include commercial or industrial uses, the parcel shall be considered an unzoned commercial or industrial area; provides that for a permit to be issued for a sign in an unzoned commercial or industrial area, there must be three or more distinct commercial or industrial activities within 1,600 feet of each other, with at least one of the commercial or industrial activities located on the same side of the highway as the sign location, and within 800 feet of the sign location; and requires multiple commercial or industrial activities enclosed in one building when all uses have only shared building entrances to be considered one use.
- Modifies two of the existing uses and activities, and adds another, that may not be independently recognized as commercial or industrial, as follows:
 - Activities not visible from the main-traveled way, unless an FDOT facility is the only cause for the activity not being visible;
 - Railroad tracks and minor sidings, unless such use is immediately abutted by commercial or industrial property that meets specified criteria; and
 - Governmental uses, unless those uses would be industrial in nature if privately owned and operated. Such industrial uses must be the present and actual use, not merely be among the allowed uses.
- Requires the FDOT to notify a sign applicant in writing if the local government has indicated that a proposed sign location is on a parcel that is in a commercial or industrial zone and the FDOT finds it is not.
- Authorizes an applicant whose application is denied to request an administrative hearing for a determination of whether the parcel is located in a commercial or industrial zone and requires the FDOT to notify the local government that the applicant has requested a hearing, as specified.

- Provides that if the FDOT in a final order determines that the parcel does not meet the specified permitting conditions and a sign structure exists on the parcel the applicant shall remove the sign within 30 days after the date of the order and is responsible for all sign removal costs.
- Requires that if the FHWA reduces funds that would otherwise be apportioned to the FDOT due to a local government's failure to be compliant, the must FDOT reduce apportioned transportation funding to the local government by an equivalent amount.

Section 6 amends s. 479.03, F.S., to revise the FDOT's authority to enter upon privately owned lands to remove a sign by striking receipt of consent, inserting a specified written notice requirement, and expanding those to whom written notice must be alternatively given to include a person in charge of an intervening privately owned land.

Section 7 amends s. 479.04, F.S., relating to the required license to engage in the business of outdoor advertising, to provide that a person is not required to obtain a license solely to erect or construct outdoor advertising signs or structures, to conform to the revised definition of "business of outdoor advertising."

Section 8 amends s. 479.05, F.S., to authorize suspension of any license requested or granted under ch. 479, F.S., in addition to denial or revocation, in any case when the FDOT determines the application for the license contains false or misleading information of material consequence, that the licensee has failed to pay fees or costs owed to the FDOT for outdoor advertising purposes, or that the licensee has violated any of the provisions of s. 479, F.S., unless such licensee, within 30 days after receipt of the FDOT notice, corrects such false or misleading information, pays the outstanding amounts, or complies with the provisions of s. 479, F.S.

Section 9 amends s. 479.07, F.S., which prohibits any sign on the State Highway System outside an urban area or on any portion of the interstate or federal-aid primary highway system without first obtaining a permit, as follows:

- Streamlines processes by removing a requirement for a notarized affidavit in addition to certifying that all information contained in the application is true and correct and by removing an unnecessary certification of receipt of landowner written permission for the designated sign location.
- Removes a prohibition against prorating a fee for a period less than the remainder of the permit year to accommodate short-term publicity features.
- Provides for a non-refundable application fee of \$25 to accompany each permit application.
- Clarifies that the FDOT must act on a permit application within 30 days after receipt of the application by granting, denying, or returning the incomplete application.
- Revises requirements for placement of permit tags on sign structures; removes a provision rendering a permit void unless the permit tag is properly and permanently displayed as specified, removes permittee authorization to provide its own replacement tag; and removes the FDOT authority to adopt by rule specifications for the replacement tags.
- Increases the maximum transfer fee for any multiple transfers between two outdoor advertisers in a single transaction from \$100 to \$1,000.

- Revises the permit reinstatement fee from up to \$300 based on the size of the sign, to a static \$300.
- Makes “plain language” revisions to provisions relating to permitting signs visible to more than one highway subject to the FDOT jurisdiction and within the controlled area of the highways.
- Makes permanent a pilot program in specified locations under which the distance between permitted signs on the same side of an interstate highway may be reduced to 1,000 feet under specified and revised conditions and removes the FDOT’s duty to maintain statistics on the pilot program.
- Deletes obsolete language.

Section 10 amends s. 479.08, F.S., revising FDOT’s authority to deny or revoke any permit when it determines that the application contains false or misleading information of material consequence, eliminating that the information is knowingly false or misleading.

Section 11 amends s. 479.10, F.S., regarding sign removal, to require a permittee to remove a sign within 30 days after the date of cancellation (in addition to revocation) of the permit for the sign and specifies removal of the sign is at the permittee’s expense if FDOT remove the sign because the permittee fails to do so;

Section 12 amends s. 479.105, F.S., regarding signs erected or maintained without a required permit, to:

- Revise provisions for placement of an FDOT notice of violation on a sign;
- Require the FDOT to concurrently with and in addition to posting the notice, provide a written notice to the owner of the sign, the advertiser displayed on the sign, or the owner of the property;
- Remove the condition that notice be given concurrently to the owner only if the sign bears the name of the licensee or the name and address of the non-licensed sign owner;
- Provide that the written notice state that a hearing may be requested as specified;
- Include the advertiser displayed on the sign or the owner of the property along with the owner in the FDOT’s duty to remove the sign if not removed by the sign owner; and,
- Relocate and clarify existing provisions for the FDOT issuance of permits for conforming and nonconforming signs erected or maintained without the required permit.

Section 13 amends s. 479.106, F.S., relating to vegetation management and sign visibility, to:

- Require for signs originally permitted after July 1, 1996, the first application, or application for a change of view zone, for the removal, cutting, or trimming of trees or vegetation must require, in addition to mitigation or contribution to a plan of mitigation, the removal of two nonconforming signs; and
- Provide that the administrative penalty for engaging in removal, cutting, or trimming in violation of this section or benefiting from such actions is up to \$1,000 per sign facing.

Section 14 amends s. 479.107(5), F.S., to repeal a \$75 fine against a sign owner who has been assessed the costs of removing a sign.

Section 15 amends s. 479.111(2), F.S., to insert in a reference to the agreement between the state and the USDOT the year the agreement was entered into; i.e., 1972.

Section 16 amends s. 479.15, F.S., providing for harmony of state and local regulations, to:

- Strike the definition of “federal-aid primary highway system,” also defined in s. 479.01, F.S.;
- Provide, subject to the FHWA approval and whenever public acquisition of land which has a lawful permitted (rather than nonconforming) sign occurs, the sign may, at the election of its owner and the FDOT, be relocated or reconstructed adjacent to the new ROW and in close proximity to the current site (rather than along the roadway within 100 feet of the current location), provided the sign is not relocated in an area inconsistent with s. 479.024, F.S., (rather than on a parcel zoned residential) and provided further that such relocation shall be subject to requirements (rather than applicable setback requirements) in the 1972 agreement between the state and the USDOT;
- Provide the face of a nonconforming sign may not be increased in size or height or structurally modified at the point of relocation as specified; and
- Provide a neighboring sign that is already permitted and that is within the spacing requirements of s. 479.07(9)(a), F.S., is not caused to become nonconforming.

Section 17 amends s. 479.156, F.S., relating to wall murals, to replace references to the “Highway Beautification Act” with references to its statutory placement in federal law, 23 U.S.C. s. 131, and to correct cross-references.

Section 18 amends s. 479.16, F.S., relating to signs for which permits are not required, to:

- Provide that specified provisions allowing certain signs without a permit may not be implemented or continued if the federal government notifies FDOT that implementation or continuation will adversely affect the allocation of federal funds to the FDOT;
- Increase the allowable size of certain signs from eight square feet to sixteen square feet;
- Revise a list of items to conform to the title of a cross-referenced section of law;
- Remove a provision rendering the small business sign authorization inapplicable to charter counties and strikes relocated language;
- Authorize local tourist-oriented business signs within rural areas of critical economic concern under specified conditions;
- Authorize temporary harvest season signs under specified conditions; and
- Authorize “acknowledgement signs,” intended to inform the traveling public that a public school club, team, or event has been sponsored by a person, firm, or other entity, erected upon publicly funded school premises and relating to a specific public school club, team, or event under specified conditions.

Section 19 amends s. 479.24, F.S., to require the FDOT to pay just compensation for acquisition (rather than *removal*) of a lawful *conforming or* nonconforming sign.

Section 20 amends s. 479.25, F.S., relating to erection of noise-attenuation barriers blocking the view of a sign, to:

- Make “plain language” and conforming changes;
- Require, upon a determination that an increase in height as allowed will violate a provision contained in an ordinance or land development regulation, *prior to construction*, the local government or jurisdiction shall provide a variance or waiver to allow an increase in the height of the sign; and,
- Strike an FDOT requirement to conduct a written survey of all property owners impacted by noise and who may benefit from the barrier.

Section 21 amends s. 479.261, F.S., to expand the logo sign program to the entire limited-access highway system, rather than just the interstate highway system, as is already authorized under the Manual on Uniform Traffic Control Devices, thereby increasing opportunities for business participation.

Section 22 amends s. 479.313, F.S., relating to sign removal, to include *cancellation*, along with revocation, in the direction that all costs incurred by the FDOT in connection with the removal of a sign be assessed against and collected from the permittee.

Section 23 repeals section 76 of chapter 2012-174, Laws of Florida, which was a pilot program for tourist-oriented commerce outdoor advertising signs in rural areas of critical economic concern, which is replaced by authority to erect such signs without a permit under certain conditions.

Section 24 provides the bill takes effect on July 1, 2013.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

The Revenue Estimating Conference has not analyzed the fiscal impact of this bill.

B. Private Sector Impact:**Section 9**

The bill provides for a nonrefundable application fee of \$25 to accompany each outdoor advertising sign permit application. FDOT advises that a significant number of applications must be returned for failure to provide complete information and that some applications are returned numerous times, even after extensive assistance from the FDOT staff. The fee is intended to cover the FDOT's administrative costs for reviewing applications and to encourage applicants to provide more complete information without multiple submissions.

The maximum transfer fee for any multiple transfer between two outdoor advertisers in a single transaction is increased from \$100 to \$1,000. The FDOT notes the transfer fee of \$5 for each permit to be transferred is not changing; however, in many instances, the transfer requests are so numerous that the \$100 fee is not covering the FDOT's actual costs to transfer the permits.

As to the permit reinstatement fee, the bill strikes the words "up to" and "based on the size of the sign," leaving the fee at a static \$300. The FDOT currently charges \$300 for permit reinstatement; no private sector fiscal impact will occur.

Section 13

The bill clarifies that the administrative penalty for vegetation management violations is up to \$1,000 per sign facing. The FDOT advises it has always interpreted the statute in that fashion and has assessed fines accordingly and, therefore, no private sector impact is expected.

C. Government Sector Impact:

The fiscal impact of the modified terms and conditions governing the FDOT's sale or lease of surplus property is indeterminate. However, according to the FDOT, a net positive impact to local revenue is expected as properties are returned to the ad valorem tax roll. In addition, an indeterminate savings to the state is expected as a result of reduced appraisal expenses, especially in cases when such costs approach and even exceed the price received by the FDOT.

Section 9

The FDOT expects to recoup its administrative expenses associated with: (a) processing applications for outdoor advertising sign permits as a result of the nonrefundable application fee, and (b) processing large requests for multiple transfers at the same fee of \$5 per transfer, but with the increased cap of \$1,000 for multiple transfers.

Section 13

The FDOT expects no impact from the clarification that the penalty of up to \$1,000 is per sign facing.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS/CS by Appropriations on April 3, 2013:

The committee substitute:

- Requires due advertisement by FDOT when conveying or selling property which is valued at more than \$10,000.
- Prohibits the lease of any property at less than the property's current estimate of value.
- Restores definition of "due advertisement" to current law.
- Restores the cap on annual permit fee for each sign facing to \$100 to current law.
- Restores vegetation management application fee to current law.
- Revises the list of non-permitted signs that are required to be removed, at the owner's expense, if the FDOT is notified by the Federal Government of an adverse effect on the allocation of federal funds to the department.
- Clarifies sports facilities meet permitting exceptions if the display is related to the facility's activities or the presence of the products or services exist at the facility.

CS by Transportation on March 14, 2013:

- Revises the terms and conditions under which the FDOT may sell or lease properties acquired for right-of-way but which are no longer needed for transportation purposes;
- Restores the definition of "new highway" contained in current law;
- Restores to current law language rendering inapplicable to certain municipal jurisdictions provisions regarding relocation of and compensation for signs on land acquired by the FDOT; and
- Repeals a pilot program authorized in 2012 for tourist-oriented commerce signs in rural areas of critical economic concern, which is replaced by authority to erect such signs without a permit under certain conditions.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.



109158

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/03/2013	.	
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The Committee on Appropriations (Latvala) recommended the following:

Senate Amendment

Delete line 190
and insert:
best interest, with due advertisement for property valued by the
department at greater than \$10,000. A sale may not occur at a
price less than the



209672

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/03/2013	.	
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The Committee on Appropriations (Latvala) recommended the following:

Senate Amendment

Delete lines 304 - 305
and insert:
department's current estimate of value.



648894

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/03/2013	.	
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	.	

The Committee on Appropriations (Latvala) recommended the following:

Senate Amendment

Delete lines 372 - 391
and insert:

(8) A "due advertisement" under this section is an advertisement in a newspaper of general circulation in the area of the improvements of not less than 14 calendar days prior to the date of the receipt of bids or the date on which a public auction is to be held.

(9) The department, with the approval of the Chief Financial Officer, is authorized to disburse state funds for real estate closings in a manner consistent with good business



648894

13 practices and in a manner minimizing costs and risks to the
14 state.

15 (10) The department is authorized to purchase title
16 insurance in those instances where it is determined that such
17 insurance is necessary to protect the public's investment in
18 property being acquired for transportation purposes. The
19 department shall adopt procedures to be followed in making the
20 determination to purchase title insurance for a particular
21 parcel or group of parcels which, at a minimum, shall set forth
22 criteria which the parcels must meet.

23 (11) This section does not modify the requirements of s.
24 73.013.



220380

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/03/2013	.	
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The Committee on Appropriations (Latvala) recommended the following:

Senate Amendment (with title amendment)

1 Delete line 860
2
3 and insert:
4 shall not exceed \$100. The ~~A fee may not be prorated for a~~

===== T I T L E A M E N D M E N T =====

8 And the title is amended as follows:

9 Delete line 59
10 and insert:
11 requiring an



556482

LEGISLATIVE ACTION

Senate	.	House
Comm: RS	.	
04/03/2013	.	
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	.	

The Committee on Appropriations (Latvala) recommended the following:

Senate Amendment (with title amendment)

Delete lines 1199 - 1206
and insert:
Section 1. Subsections (5) and (7) of section 479.106,
Florida Statutes, are amended to read:
479.106 Vegetation management.—

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete lines 74 - 75
and insert:



556482

13

479.106, F.S.;



342890

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/03/2013	.	
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The Committee on Appropriations (Latvala) recommended the following:

Senate Substitute for Amendment (556482) (with title amendment)

Delete lines 1199 - 1206

and insert:

Section 13. Subsections (5) and (7) of section 479.106, Florida Statutes, are amended to read:

479.106 Vegetation management.—

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete lines 74 - 75



342890

13 and insert:
14 479.106, F.S.;



599024

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/03/2013	.	
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The Committee on Appropriations (Latvala) recommended the following:

Senate Amendment (with title amendment)

Delete line 1382

and insert:

and the provisions of subsections (15)-(19) may not be

Delete lines 1509 - 1510

and insert:

If the exemptions in subsections (15)-(19) are not implemented or continued due to notification from the Federal Government to the department that the allocation of federal funds to the



599024

13 department will be adversely impacted, the department shall
14 provide notice to the sign owner that the sign must be removed
15 within 30 days after receiving the notice. If the sign is not
16 removed within the 30 days, the department may remove the sign
17 and all costs incurred in connection with the sign removal shall
18 be assessed against and collected from the sign owner.

19
20 ===== T I T L E A M E N D M E N T =====

21 And the title is amended as follows:

22 Delete lines 94 - 95

23 and insert:

24 premises, and certain displays on specific sports
25 facilities; providing for the removal of signs if
26 certain exemptions do not apply because the allocation
27 of federal funds to the department will be adversely
28 impacted;



495018

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/03/2013	.	
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	.	

The Committee on Appropriations (Latvala) recommended the following:

Senate Amendment

Delete line 1500
and insert:
content directly related to the facility's activities or where

By the Committee on Transportation; and Senator Latvala

596-02422-13

20131632c1

1 A bill to be entitled
 2 An act relating to transportation; amending s. 337.25,
 3 F.S.; authorizing the Department of Transportation to
 4 use auction services in the conveyance of certain
 5 property or leasehold interests; revising certain
 6 inventory requirements; revising provisions and
 7 providing criteria for the department to dispose of
 8 certain excess property; providing such criteria for
 9 the disposition of donated property, property used for
 10 a public purpose, or property acquired to provide
 11 replacement housing for certain displaced persons;
 12 providing value offsets for property that requires
 13 significant maintenance costs or exposes the
 14 department to significant liability; providing
 15 procedures for the sale of property to abutting
 16 property owners; deleting provisions to conform to
 17 changes made by the act; providing monetary
 18 restrictions and criteria for the conveyance of
 19 certain leasehold interests; providing exceptions to
 20 restrictions for leases entered into for a public
 21 purpose; providing criteria for the preparation of
 22 estimates of value prepared by the department;
 23 providing that the requirements of s. 73.013, F.S.,
 24 relating to eminent domain, are not modified;
 25 providing that certain programs approved by the
 26 Federal Government relating to the maintenance of
 27 highway roadside rights-of-way must be submitted to
 28 the Legislature for approval; amending provisions of
 29 ch. 479, F.S., relating to outdoor advertising signs;

Page 1 of 59

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

596-02422-13

20131632c1

30 amending s. 479.01, F.S.; revising and deleting
 31 definitions; amending s. 479.02, F.S.; revising powers
 32 of the department relating to nonconforming signs;
 33 deleting a requirement that the department adopt
 34 certain rules; creating s. 479.024, F.S.; limiting the
 35 placement of signs in commercial or industrial zones;
 36 defining the terms "parcel" and "utilities"; providing
 37 mandatory criteria for local governments to use in
 38 determining zoning for commercial or industrial
 39 parcels; providing that certain parcels are considered
 40 unzoned commercial or industrial areas; providing that
 41 specified uses may not be independently recognized as
 42 commercial or industrial areas; providing an appeal
 43 process for an applicant whose permit is denied;
 44 requiring an applicant whose application is denied to
 45 remove an existing sign pertaining to the application;
 46 requiring the department to reduce certain
 47 transportation funding in certain circumstances;
 48 amending s. 479.03, F.S.; providing for notice to
 49 owners of intervening privately owned lands before
 50 entering upon such lands to remove an illegal sign;
 51 amending s. 479.04, F.S.; providing that an outdoor
 52 advertising license is not required solely to erect
 53 outdoor signs or structures; amending s. 479.05, F.S.;
 54 authorizing the department to suspend a license for
 55 certain offenses and specifying activities that the
 56 licensee may engage in during the suspension; amending
 57 s. 479.07, F.S.; revising requirements for obtaining
 58 sign permits; conforming and clarifying provisions;

Page 2 of 59

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

596-02422-13

20131632c1

59 increasing the allowable permit fee and requiring an
60 application fee; revising sign placement requirements
61 for signs on certain highways; deleting provisions
62 that establish a pilot program relating to placement
63 and removing a permit reinstatement fee; amending s.
64 479.08, F.S.; clarifying provisions relating to the
65 denial or revocation of a permit because of false or
66 misleading information in the permit application;
67 amending s. 479.10, F.S.; providing for cancellation
68 of a permit; amending s. 479.105, F.S.; revising
69 notice requirements to owners and advertisers relating
70 to signs erected or maintained without a permit;
71 revising procedures providing for the department to
72 issue a permit as a conforming or nonconforming sign
73 to the owner of an unpermitted sign; amending s.
74 479.106, F.S.; deleting limits on application fees for
75 permits to remove vegetation on public rights-of-way;
76 increasing an administrative penalty for illegally
77 removing certain vegetation; amending s. 479.107,
78 F.S.; deleting fines for certain signs on highway
79 rights-of-way; amending s. 479.111, F.S.; clarifying
80 provisions relating to signs allowed on certain
81 highways; amending s. 479.15, F.S.; deleting a
82 definition; clarifying and conforming provisions
83 related to permitted signs on property that is the
84 subject of public acquisition; amending s. 479.156,
85 F.S.; clarifying provisions related to the regulation
86 of wall murals; amending s. 479.16, F.S.; providing
87 that certain provisions relating to the regulation of

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88 signs may not be implemented or continued if such
89 actions will adversely affect the allocation of
90 federal funds to the department; exempting from permit
91 requirements certain signs placed by tourist-oriented
92 businesses, certain farm signs during harvest season,
93 acknowledgement signs on publicly funded school
94 premises, certain displays on specific sports
95 facilities, and certain signs at welcome centers;
96 amending s. 479.24, F.S.; clarifying provisions
97 relating to compensation paid for the department's
98 acquisition of lawful signs; amending s. 479.25, F.S.;
99 requiring a local government to grant a variance or
100 waiver to a local ordinance or regulation to allow the
101 owner of a lawfully permitted sign to increase the
102 height of the sign if a noise-attenuation barrier is
103 permitted by or erected by a governmental entity in a
104 way that interferes with the visibility of the sign;
105 deleting provisions to conform; amending s. 479.261,
106 F.S.; conforming provisions related to a logo sign
107 program on limited access highways; amending s.
108 479.313, F.S.; requiring a permittee to pay the cost
109 of removing certain signs following the cancellation
110 of the permit for the sign; repealing s. 76 of chapter
111 2012-174, Laws of Florida, relating to authorizing the
112 department to seek Federal Highway Administration
113 approval of a tourist-oriented commerce sign pilot
114 program and directing the department to submit the
115 approved pilot program for legislative approval;
116 providing an effective date.

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117
118 Be It Enacted by the Legislature of the State of Florida:
119

120 Section 1. Section 337.25, Florida Statutes, is amended to
121 read:

122 337.25 Acquisition, lease, and disposal of real and
123 personal property.-

124 (1) (a) The department may purchase, lease, exchange, or
125 otherwise acquire any land, property interests, or buildings or
126 other improvements, including personal property within such
127 buildings or on such lands, necessary to secure or utilize
128 transportation rights-of-way for existing, proposed, or
129 anticipated transportation facilities on the State Highway
130 System, on the State Park Road System, in a rail corridor, or in
131 a transportation corridor designated by the department. Such
132 property shall be held in the name of the state.

133 (b) The department may accept donations of any land or
134 buildings or other improvements, including personal property
135 within such buildings or on such lands with or without such
136 conditions, reservations, or reverter provisions as are
137 acceptable to the department. Such donations may be used as
138 transportation rights-of-way or to secure or utilize
139 transportation rights-of-way for existing, proposed, or
140 anticipated transportation facilities on the State Highway
141 System, on the State Park Road System, or in a transportation
142 corridor designated by the department.

143 (c) When lands, buildings, or other improvements are needed
144 for transportation purposes, but are held by a federal, state,
145 or local governmental entity and utilized for public purposes

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146 other than transportation, the department may compensate the
147 entity for such properties by providing functionally equivalent
148 replacement facilities. The providing of replacement facilities
149 under this subsection may only be undertaken with the agreement
150 of the governmental entity affected.

151 (d) The department may contract pursuant to s. 287.055 for
152 auction services used in the conveyance of real or personal
153 property or the conveyance of leasehold interests under the
154 provisions of subsections (4) and (5). The contract may allow
155 for the contractor to retain a portion of the proceeds as
156 compensation for the contractor's services.

157 (2) A complete inventory shall be made of all real or
158 personal property immediately upon possession or acquisition.
159 Such inventory shall include a statement of the location or site
160 of each piece of realty, structure, or severable item ~~as~~
161 ~~itemized listing of all appliances, fixtures, and other~~
162 ~~severable items; a statement of the location or site of each~~
163 ~~piece of realty, structure, or severable item; and the serial~~
164 ~~number assigned to each.~~ Copies of each inventory shall be filed
165 in the district office in which the property is located. Such
166 inventory shall be carried forward to show the final disposition
167 of each item of property, both real and personal.

168 (3) The inventory of real property which was acquired by
169 the state after December 31, 1988, which has been owned by the
170 state for 10 or more years, and which is not within a
171 transportation corridor or within the right-of-way of a
172 transportation facility shall be evaluated to determine the
173 necessity for retaining the property. If the property is not
174 needed for the construction, operation, and maintenance of a

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175 transportation facility, or is not located within a
176 transportation corridor, the department may dispose of the
177 property pursuant to subsection (4).

178 (4) The department may convey ~~sell~~, in the name of the
179 state, any land, building, or other property, real or personal,
180 which was acquired under the provisions of subsection (1) and
181 which the department has determined is not needed for the
182 construction, operation, and maintenance of a transportation
183 facility. ~~With the exception of any parcel governed by paragraph~~
184 ~~(c), paragraph (d), paragraph (f), paragraph (g), or paragraph~~
185 ~~(i), the department shall afford first right of refusal to the~~
186 ~~local government in the jurisdiction of which the parcel is~~
187 ~~situated.~~ When such a determination has been made, property may
188 be disposed of through negotiations, sealed competitive bids,
189 auctions, or any other means the department deems to be in its
190 best interest. A sale may not occur at a price less than the
191 department's current estimate of value, except as provided in
192 paragraphs (a)-(d). The department may afford a right of first
193 refusal to the local government or other political subdivision
194 in the jurisdiction in which the parcel is situated, except in
195 conveyances transacted under paragraph (a), paragraph (c), or
196 paragraph (e). in the following manner:

197 (a) If the ~~value of the~~ property has been donated to the
198 state for transportation purposes and a facility has not been
199 constructed for a period of at least 5 years, plans have not
200 been prepared for the construction of such facility, and the
201 property is not located in a transportation corridor, the
202 governmental entity may authorize reconveyance of the donated
203 property for no consideration to the original donor or the

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204 donor's heirs, successors, assigns, or representatives ~~to~~
205 ~~\$10,000 or less as determined by department estimate, the~~
206 ~~department may negotiate the sale.~~

207 (b) If ~~the value of~~ the property is to be used for a public
208 purpose, the property may be conveyed without consideration to a
209 governmental entity ~~exceeds \$10,000 as determined by department~~
210 ~~estimate, such property may be sold to the highest bidder~~
211 ~~through receipt of sealed competitive bids, after due~~
212 ~~advertisement, or by public auction held at the site of the~~
213 ~~improvement which is being sold.~~

214 (c) If the property was originally acquired specifically to
215 provide replacement housing for persons displaced by
216 transportation projects, the department may negotiate for the
217 sale of such property as replacement housing. As compensation,
218 the state shall receive no less than its investment in such
219 property or the department's current estimate of value,
220 whichever is lower. It is expressly intended that this benefit
221 be extended only to persons actually displaced by the project.
222 ~~Dispositions to any other person must be for no less than the~~
223 ~~department's current estimate of value, in the discretion of the~~
224 ~~department, public sale would be inequitable, properties may be~~
225 ~~sold by negotiation to the owner holding title to the property~~
226 ~~abutting the property to be sold, provided such sale is at a~~
227 ~~negotiated price not less than fair market value as determined~~
228 ~~by an independent appraisal, the cost of which shall be paid by~~
229 ~~the owner of the abutting land. If negotiations do not result in~~
230 ~~the sale of the property to the owner of the abutting land and~~
231 ~~the property is sold to someone else, the cost of the~~
232 ~~independent appraisal shall be borne by the purchaser; and the~~

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233 ~~owner of the abutting land shall have the cost of the appraisal~~
 234 ~~refunded to him or her. If, however, no purchase takes place,~~
 235 ~~the owner of the abutting land shall forfeit the sum paid by him~~
 236 ~~or her for the independent appraisal. If, due to action of the~~
 237 ~~department, the property is removed from eligibility for sale,~~
 238 ~~the cost of any appraisal prepared shall be refunded to the~~
 239 ~~owner of the abutting land.~~

240 (d) If the department determines that the property will
 241 require significant costs to be incurred or that continued
 242 ownership of the property exposes the department to significant
 243 liability risks, the department may use the projected
 244 maintenance costs over the next 10 years to offset the
 245 property's value in establishing a value for disposal of the
 246 property, even if that value is zero ~~property acquired for use~~
 247 ~~as a borrow pit is no longer needed, the department may sell~~
 248 ~~such property to the owner of the parcel of abutting land from~~
 249 ~~which the borrow pit was originally acquired, provided the sale~~
 250 ~~is at a negotiated price not less than fair market value as~~
 251 ~~determined by an independent appraisal, the cost of which shall~~
 252 ~~be paid by the owner of such abutting land.~~

253 (e) If, in the discretion of the department, a sale to
 254 anyone other than an abutting property owner would be
 255 inequitable, the property may be sold to the abutting owner for
 256 the department's current estimate of value. If the department
 257 begins the process for disposing of the property on its own
 258 initiative, either by negotiation under the provisions of
 259 paragraph (a), paragraph (c), or paragraph (d), or paragraph
 260 ~~(i),~~ or by receipt of sealed competitive bids or public auction
 261 under the provisions of paragraph (b) or paragraph (i), a

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262 department staff appraiser may determine the fair market value
 263 of the property by an appraisal.

264 ~~(f) Any property which was acquired by a county or by the~~
 265 ~~department using constitutional gas tax funds for the purpose of~~
 266 ~~a right of way or borrow pit for a road on the State Highway~~
 267 ~~System, State Park Road System, or county road system and which~~
 268 ~~is no longer used or needed by the department may be conveyed~~
 269 ~~without consideration to that county. The county may then sell~~
 270 ~~such surplus property upon receipt of competitive bids in the~~
 271 ~~same manner prescribed in this section.~~

272 ~~(g) If a property has been donated to the state for~~
 273 ~~transportation purposes and the facility has not been~~
 274 ~~constructed for a period of at least 5 years and no plans have~~
 275 ~~been prepared for the construction of such facility and the~~
 276 ~~property is not located in a transportation corridor, the~~
 277 ~~governmental entity may authorize reconveyance of the donated~~
 278 ~~property for no consideration to the original donor or the~~
 279 ~~donor's heirs, successors, assigns, or representatives.~~

280 ~~(h) If property is to be used for a public purpose, the~~
 281 ~~property may be conveyed without consideration to a governmental~~
 282 ~~entity.~~

283 ~~(i) If property was originally acquired specifically to~~
 284 ~~provide replacement housing for persons displaced by~~
 285 ~~transportation projects, the department may negotiate for the~~
 286 ~~sale of such property as replacement housing. As compensation,~~
 287 ~~the state shall receive no less than its investment in such~~
 288 ~~properties or fair market value, whichever is lower. It is~~
 289 ~~expressly intended that this benefit be extended only to those~~
 290 ~~persons actually displaced by such project. Dispositions to any~~

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291 ~~other persons must be for fair market value.~~

292 ~~(j) If the department determines that the property will~~
 293 ~~require significant costs to be incurred or that continued~~
 294 ~~ownership of the property exposes the department to significant~~
 295 ~~liability risks, the department may use the projected~~
 296 ~~maintenance costs over the next 5 years to offset the market~~
 297 ~~value in establishing a value for disposal of the property, even~~
 298 ~~if that value is zero.~~

299 (5) The department may convey a leasehold interest for
 300 commercial or other purposes, in the name of the state, to any
 301 land, building, or other property, real or personal, which was
 302 acquired under the provisions of subsection (1). However, a
 303 lease may not be entered into at a price less than the
 304 department's current estimate of value, except as provided in
 305 paragraphs (4) (a)-(d).

306 (a) A lease may be through negotiations, sealed competitive
 307 bids, auctions, or any other means the department deems to be in
 308 its best interest ~~The department may negotiate such a lease at~~
 309 ~~the prevailing market value with the owner from whom the~~
 310 ~~property was acquired, with the holders of leasehold estates~~
 311 ~~existing at the time of the department's acquisition; or, if~~
 312 ~~public bidding would be inequitable, with the owner holding~~
 313 ~~title to privately owned abutting property, if reasonable notice~~
 314 ~~is provided to all other owners of abutting property.~~ The
 315 department may allow an outdoor advertising sign to remain on
 316 the property acquired, or be relocated on department property,
 317 and such sign shall not be considered a nonconforming sign
 318 pursuant to chapter 479.

319 (b) If, in the discretion of the department, a lease to a

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320 person other than an abutting property owner or tenant with a
 321 leasehold interest in the abutting property would be
 322 inequitable, the property may be leased to the abutting owner or
 323 tenant for no less than the department's current estimate of
 324 value ~~All other leases shall be by competitive bid.~~

325 (c) No lease signed pursuant to paragraph (a) ~~or paragraph~~
 326 ~~(b)~~ shall be for a period of more than 5 years; however, the
 327 department may renegotiate or extend such a lease for an
 328 additional term of 5 years as the department deems appropriate
 329 ~~without rebidding.~~

330 (d) Each lease shall provide that, unless otherwise
 331 directed by the lessor, any improvements made to the property
 332 during the term of the lease shall be removed at the lessee's
 333 expense.

334 (e) If property is to be used for a public purpose,
 335 ~~including a fair, art show, or other educational, cultural, or~~
 336 ~~fundraising activity,~~ the property may be leased without
 337 consideration to a governmental entity ~~or school board~~. A lease
 338 for a public purpose is exempt from the term limits in paragraph
 339 (c).

340 (f) Paragraphs (c) and (e) ~~(d)~~ do not apply to leases
 341 entered into pursuant to s. 260.0161(3), except as provided in
 342 such a lease.

343 (g) No lease executed under this subsection may be utilized
 344 by the lessee to establish the ~~4 years~~ standing required by s.
 345 73.071(3)(b) if the business had not been established for the
 346 specified number of 4 years on the date title passed to the
 347 department.

348 (h) The department may enter into a long-term lease without

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349 compensation with a public port listed in s. 403.021(9)(b) for
 350 rail corridors used for the operation of a short-line railroad
 351 to the port.

352 (6) Nothing in this chapter prevents the joint use of
 353 right-of-way for alternative modes of transportation; provided
 354 that the joint use does not impair the integrity and safety of
 355 the transportation facility.

356 (7) The department's estimate of value, required by
 357 subsections (4) and (5), shall be prepared in accordance with
 358 department procedures, guidelines, and rules for valuation of
 359 real property. If the value of the property exceeds \$50,000, as
 360 determined by the department estimate, the sale or lease must be
 361 at a negotiated price not less than the estimate of value as
 362 determined by an appraisal prepared in accordance with
 363 department procedures, guidelines, and rules for valuation of
 364 real property, the cost of which shall be paid by the party
 365 seeking the purchase or lease of the property appraisal required
 366 by paragraphs (4)(c) and (d) shall be prepared in accordance
 367 with department guidelines and rules by an independent appraiser
 368 who has been certified by the department. If federal funds were
 369 used in the acquisition of the property, the appraisal shall
 370 also be subject to the approval of the Federal Highway
 371 Administration.

372 ~~(8) A "due advertisement" under this section is an~~
 373 ~~advertisement in a newspaper of general circulation in the area~~
 374 ~~of the improvements of not less than 14 calendar days prior to~~
 375 ~~the date of the receipt of bids or the date on which a public~~
 376 ~~auction is to be held.~~

377 ~~(8)(9)~~ The department, with the approval of the Chief

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378 Financial Officer, is authorized to disburse state funds for
 379 real estate closings in a manner consistent with good business
 380 practices and in a manner minimizing costs and risks to the
 381 state.

382 ~~(9)(10)~~ The department is authorized to purchase title
 383 insurance in those instances where it is determined that such
 384 insurance is necessary to protect the public's investment in
 385 property being acquired for transportation purposes. The
 386 department shall adopt procedures to be followed in making the
 387 determination to purchase title insurance for a particular
 388 parcel or group of parcels which, at a minimum, shall set forth
 389 criteria which the parcels must meet.

390 (10) This section does not modify the requirements of s.
 391 73.013.

392 Section 2. If the Federal Government approves a program
 393 that allows participation in the maintenance of highway roadside
 394 rights-of-way through monetary contributions in exchange for
 395 recognition of services provided in the form of organic
 396 corporate emblems placed in view of passing motorists, the
 397 Department of Transportation shall submit the program for
 398 legislative approval in the next regular legislative session.

399 Section 3. Section 479.01, Florida Statutes, is amended to
 400 read:

401 479.01 Definitions.—As used in this chapter, the term:

402 (1) "Allowable uses" means those uses that are authorized
 403 within a zoning category without the requirement to obtain a
 404 variance or waiver. The term includes conditional uses and those
 405 allowed by special exception, but does not include uses that are
 406 accessory, incidental to the allowable uses, or allowed only on

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407 a temporary basis.

408 (2) "Automatic changeable facing" means a facing that is
409 capable of delivering two or more advertising messages through
410 an automated or remotely controlled process.

411 (3) "Business of outdoor advertising" means the business of
412 ~~constructing, erecting,~~ operating, ~~using,~~ maintaining, leasing,
413 or selling outdoor advertising structures, outdoor advertising
414 signs, or outdoor advertisements.

415 ~~(4) "Commercial or industrial zone" means a parcel of land
416 designated for commercial or industrial uses under both the
417 future land use map of the comprehensive plan and the land use
418 development regulations adopted pursuant to chapter 163. If a
419 parcel is located in an area designated for multiple uses on the
420 future land use map of a comprehensive plan and the zoning
421 category of the land development regulations does not clearly
422 designate that parcel for a specific use, the area will be
423 considered an unzoned commercial or industrial area if it meets
424 the criteria of subsection (26).~~

425 ~~(4)(5)~~ "Commercial use" means activities associated with
426 the sale, rental, or distribution of products or the performance
427 of services. The term includes, without limitation, such uses or
428 activities as retail sales; wholesale sales; rentals of
429 equipment, goods, or products; offices; restaurants; food
430 service vendors; sports arenas; theaters; and tourist
431 attractions.

432 ~~(5)(6)~~ "Controlled area" means 660 feet or less from the
433 nearest edge of the right-of-way of any portion of the State
434 Highway System, interstate, or federal-aid primary system and
435 beyond 660 feet of the nearest edge of the right-of-way of any

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436 portion of the State Highway System, interstate, or federal-aid
437 primary system outside an urban area.

438 ~~(6)(7)~~ "Department" means the Department of Transportation.

439 ~~(7)(8)~~ "Erect" means to construct, build, raise, assemble,
440 place, affix, attach, create, paint, draw, or in any other way
441 bring into being or establish; but it does not include any of
442 the foregoing activities when performed as an incident to the
443 change of advertising message or customary maintenance or repair
444 of a sign.

445 ~~(8)(9)~~ "Federal-aid primary highway system" means the
446 federal-aid primary highway system in existence on June 1, 1991,
447 and any highway that was not a part of such system as of that
448 date, but that is, or became after June 1, 1991, a part of the
449 National Highway System, including portions that have been
450 accepted as part of the National Highway System but are unbuilt
451 or unopened existing, unbuilt, or unopened system of highways or
452 portions thereof, which shall include the National Highway
453 System, designated as the federal aid primary highway system by
454 the department.

455 ~~(9)(10)~~ "Highway" means any road, street, or other way open
456 or intended to be opened to the public for travel by motor
457 vehicles.

458 ~~(10)(11)~~ "Industrial use" means activities associated with
459 the manufacture, assembly, processing, or storage of products or
460 the performance of services relating thereto. The term includes,
461 without limitation, such uses or activities as automobile
462 manufacturing or repair, boat manufacturing or repair, junk
463 yards, meat packing facilities, citrus processing and packing
464 facilities, produce processing and packing facilities,

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465 electrical generating plants, water treatment plants, sewage
466 treatment plants, and solid waste disposal sites.

467 ~~(11)~~~~(12)~~ "Interstate highway system" means the existing,
468 unbuilt, or unopened system of highways or portions thereof
469 designated as the national system of interstate and defense
470 highways by the department.

471 ~~(12)~~~~(13)~~ "Main-traveled way" means the traveled way of a
472 highway on which through traffic is carried. In the case of a
473 divided highway, the traveled way of each of the separate
474 roadways for traffic in opposite directions is a main-traveled
475 way. It does not include such facilities as frontage roads,
476 turning roadways which specifically include on-ramps or off-
477 ramps to the interstate highway system, or parking areas.

478 ~~(13)~~~~(14)~~ "Maintain" means to allow to exist.

479 ~~(14)~~~~(15)~~ "Motorist services directional signs" means signs
480 providing directional information about goods and services in
481 the interest of the traveling public where such signs were
482 lawfully erected and in existence on or before May 6, 1976, and
483 continue to provide directional information to goods and
484 services in a defined area.

485 ~~(15)~~~~(16)~~ "New highway" means the construction of any road,
486 paved or unpaved, where no road previously existed or the act of
487 paving any previously unpaved road.

488 ~~(16)~~~~(17)~~ "Nonconforming sign" means a sign which was
489 lawfully erected but which does not comply with the land use,
490 setback, size, spacing, and lighting provisions of state or
491 local law, rule, regulation, or ordinance passed at a later date
492 or a sign which was lawfully erected but which later fails to
493 comply with state or local law, rule, regulation, or ordinance

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494 due to changed conditions.

495 ~~(17)~~~~(18)~~ "Premises" means all the land areas under
496 ownership or lease arrangement to the sign owner which are
497 contiguous to the business conducted on the land except for
498 instances where such land is a narrow strip contiguous to the
499 advertised activity or is connected by such narrow strip, the
500 only viable use of such land is to erect or maintain an
501 advertising sign. When the sign owner is a municipality or
502 county, "premises" shall mean all lands owned or leased by such
503 municipality or county within its jurisdictional boundaries as
504 set forth by law.

505 ~~(18)~~~~(19)~~ "Remove" means to disassemble all sign materials
506 above ground level and, transport them from the site, ~~and~~
507 ~~dispose of sign materials by sale or destruction.~~

508 ~~(19)~~~~(20)~~ "Sign" means any combination of structure and
509 message in the form of an outdoor sign, display, device, figure,
510 painting, drawing, message, placard, poster, billboard,
511 advertising structure, advertisement, logo, symbol, or other
512 form, whether placed individually or on a V-type, back-to-back,
513 side-to-side, stacked, or double-faced display or automatic
514 changeable facing, designed, intended, or used to advertise or
515 inform, any part of the advertising message or informative
516 contents of which is visible from any place on the main-traveled
517 way. The term does not include an official traffic control sign,
518 official marker, or specific information panel erected, caused
519 to be erected, or approved by the department.

520 ~~(20)~~~~(21)~~ "Sign direction" means that direction from which
521 the message or informative contents are most visible to oncoming
522 traffic on the main-traveled way.

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523 (21)~~(22)~~ "Sign face" means the part of the sign, including
524 trim and background, which contains the message or informative
525 contents, including an automatic changeable face.

526 (22)~~(23)~~ "Sign facing" includes all sign faces and
527 automatic changeable faces displayed at the same location and
528 facing the same direction.

529 (23)~~(24)~~ "Sign structure" means all the interrelated parts
530 and material, such as beams, poles, and stringers, which are
531 constructed for the purpose of supporting or displaying a
532 message or informative contents.

533 (24)~~(25)~~ "State Highway System" has the same meaning as in
534 s. 334.03 ~~means the existing, unbuilt, or unopened system of~~
535 ~~highways or portions thereof designated as the State Highway~~
536 ~~System by the department.~~

537 ~~(26) "Unzoned commercial or industrial area" means a parcel~~
538 ~~of land designated by the future land use map of the~~
539 ~~comprehensive plan for multiple uses that include commercial or~~
540 ~~industrial uses but are not specifically designated for~~
541 ~~commercial or industrial uses under the land development~~
542 ~~regulations, in which three or more separate and distinct~~
543 ~~conforming industrial or commercial activities are located.~~

544 ~~(a) These activities must satisfy the following criteria:~~

545 ~~1. At least one of the commercial or industrial activities~~
546 ~~must be located on the same side of the highway and within 800~~
547 ~~feet of the sign location;~~

548 ~~2. The commercial or industrial activities must be within~~
549 ~~660 feet from the nearest edge of the right of way; and~~

550 ~~3. The commercial industrial activities must be within~~
551 ~~1,600 feet of each other.~~

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552
553 ~~Distances specified in this paragraph must be measured from the~~
554 ~~nearest outer edge of the primary building or primary building~~
555 ~~complex when the individual units of the complex are connected~~
556 ~~by covered walkways.~~

557 ~~(b) Certain activities, including, but not limited to, the~~
558 ~~following, may not be so recognized as commercial or industrial~~
559 ~~activities:~~

560 ~~1. Signs.~~

561 ~~2. Agricultural, forestry, ranching, grazing, farming, and~~
562 ~~related activities, including, but not limited to, wayside fresh~~
563 ~~produce stands.~~

564 ~~3. Transient or temporary activities.~~

565 ~~4. Activities not visible from the main traveled way.~~

566 ~~5. Activities conducted more than 660 feet from the nearest~~
567 ~~edge of the right of way.~~

568 ~~6. Activities conducted in a building principally used as a~~
569 ~~residence.~~

570 ~~7. Railroad tracks and minor sidings.~~

571 ~~8. Communication towers.~~

572 (25)~~(27)~~ "Urban area" has the same meaning as ~~defined~~ in s.
573 334.03(31).

574 (26)~~(28)~~ "Visible commercial or industrial activity" means
575 a commercial or industrial activity that is capable of being
576 seen without visual aid by a person of normal visual acuity from
577 the main-traveled way and that is generally recognizable as
578 commercial or industrial.

579 (27)~~(29)~~ "Visible sign" means that the advertising message
580 or informative contents of a sign, whether or not legible, is

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581 capable of being seen without visual aid by a person of normal
582 visual acuity.

583 ~~(28)-(30)~~ "Wall mural" means a sign that is a painting or an
584 artistic work composed of photographs or arrangements of color
585 and that displays a commercial or noncommercial message, relies
586 solely on the side of the building for rigid structural support,
587 and is painted on the building or depicted on vinyl, fabric, or
588 other similarly flexible material that is held in place flush or
589 flat against the surface of the building. The term excludes a
590 painting or work placed on a structure that is erected for the
591 sole or primary purpose of signage.

592 ~~(29)-(31)~~ "Zoning category" means the designation under the
593 land development regulations or other similar ordinance enacted
594 to regulate the use of land as provided in s. 163.3202(2)(b),
595 which designation sets forth the allowable uses, restrictions,
596 and limitations on use applicable to properties within the
597 category.

598 Section 4. Section 479.02, Florida Statutes, is amended to
599 read:

600 479.02 Duties of the department. ~~It shall be the duty of~~
601 The department shall ~~to~~:

602 (1) Administer and enforce the provisions of this chapter,
603 ~~and the 1972 agreement between the state and the United States~~
604 ~~Department of Transportation, relating to the size, lighting,~~
605 ~~and spacing of signs in accordance with Title I of the Highway~~
606 ~~Beautification Act of 1965 and Title 23, United States Code, and~~
607 ~~federal regulations, including, but not limited to, those~~
608 ~~pertaining to the maintenance, continuance, and removal of~~
609 ~~nonconforming signs in effect as of the effective date of this~~

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610 ~~act.~~

611 (2) Regulate size, height, lighting, and spacing of signs
612 permitted on commercial and industrial parcels and in unzoned
613 commercial or industrial areas ~~in zoned and unzoned commercial~~
614 ~~areas and zoned and unzoned industrial areas~~ on the interstate
615 highway system and the federal-aid primary highway system.

616 (3) Determine ~~unzoned~~ commercial and industrial parcels and
617 unzoned commercial or ~~areas and unzoned~~ industrial areas in the
618 manner provided in s. 479.024.

619 (4) Implement a specific information panel program on the
620 limited access interstate highway system to promote tourist-
621 oriented businesses by providing directional information safely
622 and aesthetically.

623 (5) Implement a rest area information panel or devices
624 program at rest areas along the interstate highway system and
625 the federal-aid primary highway system to promote tourist-
626 oriented businesses.

627 (6) Test and, if economically feasible, implement
628 alternative methods of providing information in the specific
629 interest of the traveling public which allow the traveling
630 public freedom of choice, conserve natural beauty, and present
631 information safely and aesthetically.

632 (7) Adopt such rules as it deems necessary or proper for
633 the administration of this chapter, including rules ~~that which~~
634 identify activities that may not be recognized as industrial or
635 commercial activities for purposes of determination of ~~a an area~~
636 ~~as an unzoned~~ commercial or industrial parcel or an unzoned
637 commercial or industrial area in the manner provided in s.
638 479.024.

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639 (8) ~~Prior to July 1, 1998,~~ Inventory and determine the
 640 location of all signs on the state, interstate and federal-aid
 641 primary highway systems to be used as. ~~Upon completion of the~~
 642 ~~inventory, it shall become~~ the database and permit information
 643 for all permitted signs ~~permitted at the time of completion, and~~
 644 ~~the previous records of the department shall be amended~~
 645 ~~accordingly~~. The inventory shall be updated no less than every 2
 646 years. ~~The department shall adopt rules regarding what~~
 647 ~~information is to be collected and preserved to implement the~~
 648 ~~purposes of this chapter~~. The department may perform the
 649 inventory using department staff, ~~or~~ may contract with a private
 650 firm to perform the work, whichever is more cost efficient. The
 651 department shall maintain a database of sign inventory
 652 information such as sign location, size, height, and structure
 653 type, the permitholder's name, and any other information the
 654 department finds necessary to administer the program.

655 Section 5. Section 479.024, Florida Statutes, is created to
 656 read:

657 479.024 Commercial and industrial parcels.—Signs shall only
 658 be permitted by the department in commercial or industrial
 659 zones, as determined by the local government, in compliance with
 660 chapter 163, unless otherwise provided in this chapter.

661 (1) As used in this section, the term:

662 (a) "Parcel" means the property where the sign is located
 663 or is proposed to be located.

664 (b) "Utilities" includes all privately, publicly, or
 665 cooperatively owned lines, facilities, and systems for
 666 producing, transmitting, or distributing communications, power,
 667 electricity, light, heat, gas, oil, crude products, water,

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668 steam, waste, and stormwater not connected with the highway
 669 drainage, and other similar commodities.

670 (2) The determination as to zoning by the local government
 671 for the parcel must meet the following criteria:

672 (a) The parcel is comprehensively zoned and includes
 673 commercial or industrial uses as allowable uses.

674 (b) The parcel can reasonably accommodate a commercial or
 675 industrial use under the future land use map of the
 676 comprehensive plan and land use development regulations, as
 677 follows:

678 1. Sufficient utilities are available to support commercial
 679 or industrial development.

680 2. The size, configuration, and public access of the parcel
 681 are sufficient to accommodate a commercial or industrial use,
 682 given requirements in the comprehensive plan and land
 683 development regulations for vehicular access, on-site
 684 circulation, building setbacks, buffering, parking, and other
 685 applicable standards or the parcel consists of railroad tracks
 686 or minor sidings abutting commercial or industrial property that
 687 meets the criteria of this subsection.

688 (c) The parcel is not being used exclusively for
 689 noncommercial or nonindustrial uses.

690 (3) If a local government has not designated zoning through
 691 land development regulations in compliance with chapter 163, but
 692 has designated the parcel under the future land use map of the
 693 comprehensive plan for uses that include commercial or
 694 industrial uses, the parcel shall be considered an unzoned
 695 commercial or industrial area. For a permit to be issued for a
 696 sign in an unzoned commercial or industrial area, there must be

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697 three or more distinct commercial or industrial activities
 698 within 1,600 feet of each other, with at least one of the
 699 commercial or industrial activities located on the same side of
 700 the highway as the sign location, and within 800 feet of the
 701 sign location. Multiple commercial or industrial activities
 702 enclosed in one building when all uses have only shared building
 703 entrances shall be considered one use.

704 (4) For purposes of this section, certain uses and
 705 activities may not be independently recognized as commercial or
 706 industrial, including, but not limited to:

707 (a) Signs.

708 (b) Agricultural, forestry, ranching, grazing, farming, and
 709 related activities, including, but not limited to, wayside fresh
 710 produce stands.

711 (c) Transient or temporary activities.

712 (d) Activities not visible from the main-traveled way,
 713 unless a department transportation facility is the only cause
 714 for the activity not being visible.

715 (e) Activities conducted more than 660 feet from the
 716 nearest edge of the right-of-way.

717 (f) Activities conducted in a building principally used as
 718 a residence.

719 (g) Railroad tracks and minor sidings, unless such use is
 720 immediately abutted by commercial or industrial property that
 721 meets the criteria in subsection (2).

722 (h) Communication towers.

723 (i) Governmental uses, unless those governmental uses would
 724 be industrial in nature if privately owned and operated. Such
 725 industrial uses must be the present and actual use, not merely

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726 be among the allowed uses.

727 (5) If the local government has indicated that the proposed
 728 sign location is on a parcel that is in a commercial or
 729 industrial zone, but the department finds that it is not, the
 730 department shall notify the sign applicant in writing of its
 731 determination.

732 (6) An applicant whose application for a permit is denied
 733 may, within 30 days after the receipt of the notification of
 734 intent to deny, request an administrative hearing pursuant to
 735 chapter 120 for a determination of whether the parcel is located
 736 in a commercial or industrial zone. Upon receipt of such
 737 request, the department shall notify the local government that
 738 the applicant has requested an administrative hearing pursuant
 739 to chapter 120.

740 (7) If the department in a final order determines that the
 741 parcel does not meet the permitting conditions in this section
 742 and a sign structure exists on the parcel, the applicant shall
 743 remove the sign within 30 days after the date of the order and
 744 is responsible for all sign removal costs.

745 (8) If the Federal Highway Administration reduces funds
 746 that would otherwise be apportioned to the department due to a
 747 local government's failure to be compliant with this section,
 748 the department shall reduce apportioned transportation funding
 749 to the local government by an equivalent amount.

750 Section 6. Section 479.03, Florida Statutes, is amended to
 751 read:

752 479.03 Jurisdiction of the Department of Transportation;
 753 entry upon privately owned lands.—The territory under the
 754 jurisdiction of the department for the purpose of this chapter

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755 shall include all the state. Employees, agents, or independent
 756 contractors working for the department, in the performance of
 757 their functions and duties under the provisions of this chapter,
 758 may enter into and upon any land upon which a sign is displayed,
 759 is proposed to be erected, or is being erected and make such
 760 inspections, surveys, and removals as may be relevant. Upon
 761 written notice to ~~After receiving consent by~~ the landowner,
 762 operator, or person in charge of an intervening privately owned
 763 land that ~~or appropriate inspection warrant issued by a judge of~~
 764 ~~any county court or circuit court of this state which has~~
 765 ~~jurisdiction of the place or thing to be removed,~~ that the
 766 removal of an illegal outdoor advertising sign is necessary and
 767 has been authorized by a final order or results from an
 768 uncontested notice to the sign owner, the department may shall
 769 ~~be authorized to~~ enter upon any intervening privately owned
 770 lands for the purposes of effectuating removal of illegal signs,
 771 provided that the department shall only do so in circumstances
 772 where it has determined that no other legal or economically
 773 feasible means of entry to the sign site are reasonably
 774 available. Except as otherwise provided by this chapter, the
 775 department shall be responsible for the repair or replacement in
 776 a like manner for any physical damage or destruction of private
 777 property, other than the sign, incidental to the department's
 778 entry upon such intervening privately owned lands.

779 Section 7. Section 479.04, Florida Statutes, is amended to
 780 read:

781 479.04 Business of outdoor advertising; license
 782 requirement; renewal; fees.-

783 (1) A ~~No~~ person may not shall engage in the business of

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784 outdoor advertising in this state without first obtaining a
 785 license ~~therefor~~ from the department. Such license shall be
 786 renewed annually. The fee for such license, and for each annual
 787 renewal, is \$300. License renewal fees shall be payable as
 788 provided for in s. 479.07.

789 (2) A ~~No~~ person is not shall be required to obtain the
 790 license provided for in this section solely to erect or
 791 construct outdoor advertising signs or structures ~~as an~~
 792 ~~incidental part of a building construction contract.~~

793 Section 8. Section 479.05, Florida Statutes, is amended to
 794 read:

795 479.05 Denial, suspension, or revocation of license.-The
 796 department may has authority to deny, suspend, or revoke any
 797 license requested or granted under this chapter in any case in
 798 which it determines that the application for the license
 799 contains knowingly false or misleading information of material
 800 consequence, that the licensee has failed to pay fees or costs
 801 owed to the department for outdoor advertising purposes, or that
 802 the licensee has violated any of the provisions of this chapter,
 803 unless such licensee, within 30 days after the receipt of notice
 804 by the department, corrects such false or misleading
 805 information, pays the outstanding amounts, or complies with the
 806 provisions of this chapter. Suspension of a license allows the
 807 licensee to maintain existing sign permits, but the department
 808 may not grant a transfer of an existing permit or issue an
 809 additional permit to a licensee with a suspended license. Any
 810 person aggrieved by an any action of the department which
 811 denies, suspends, or revokes ~~in denying or revoking~~ a license
 812 under this chapter may, within 30 days after from the receipt of

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813 the notice, apply to the department for an administrative
814 hearing pursuant to chapter 120.

815 Section 9. Section 479.07, Florida Statutes, is amended to
816 read:

817 479.07 Sign permits.—

818 (1) Except as provided in ss. 479.105(1) ~~479.105(1)(c)~~ and
819 479.16, a person may not erect, operate, use, or maintain, or
820 cause to be erected, operated, used, or maintained, any sign on
821 the State Highway System outside an urban area, ~~as defined in s.~~
822 ~~334.03(31)~~, or on any portion of the interstate or federal-aid
823 primary highway system without first obtaining a permit for the
824 sign from the department and paying the annual fee as provided
825 in this section. As used in this section, the term "on any
826 portion of the State Highway System, interstate, or federal-aid
827 primary system" means a sign located within the controlled area
828 which is visible from any portion of the main-traveled way of
829 such system.

830 (2) ~~A person may not apply for a permit unless he or she~~
831 ~~has first obtained the~~ Written permission of the owner or other
832 person in lawful possession or control of the site designated as
833 the location of the sign is required for issuance of a ~~in the~~
834 ~~application for the permit.~~

835 (3) (a) An application for a sign permit must be made on a
836 form prescribed by the department, and a separate application
837 must be submitted for each permit requested. A permit is
838 required for each sign facing.

839 (b) As part of the application, the applicant or his or her
840 authorized representative must certify in a notarized signed
841 ~~statement~~ that all information provided in the application is

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842 true and correct ~~and that, pursuant to subsection (2), he or she~~
843 ~~has obtained the written permission of the owner or other person~~
844 ~~in lawful possession of the site designated as the location of~~
845 ~~the sign in the permit application.~~ Every permit application
846 must be accompanied by the appropriate permit fee, ~~+~~ a signed
847 statement by the owner or other person in lawful control of the
848 site on which the sign is located or will be erected,
849 authorizing the placement of the sign on that site, ~~+~~ and, ~~where~~
850 ~~local governmental regulation of signs exists,~~ a statement from
851 the appropriate local governmental official indicating that the
852 sign complies with all local government ~~governmental~~
853 requirements and, if a local government permit is required for a
854 sign, that the agency or unit of local government will issue a
855 permit to that applicant upon approval of the state permit
856 application by the department.

857 (c) The annual permit fee for each sign facing shall be
858 established by the department by rule in an amount sufficient to
859 offset the total cost to the department for the program, but
860 shall not exceed \$200 ~~\$100~~. ~~The~~ A fee may not be prorated for a
861 ~~period less than the remainder of the permit year to accommodate~~
862 ~~short term publicity features; however, a first-year fee may be~~
863 prorated by payment of an amount equal to one-fourth of the
864 annual fee for each remaining whole quarter or partial quarter
865 of the permit year. Applications received after the end of the
866 third quarter of the permit year must include fees for the last
867 quarter of the current year and fees for the succeeding year. A
868 nonrefundable application fee of \$25 must accompany each permit
869 application.

870 (4) An application for a permit shall be acted on by

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871 granting, denying, or returning the incomplete application ~~the~~
 872 ~~department~~ within 30 days after receipt of the application by
 873 the department.

874 (5) (a) For each permit issued, the department shall furnish
 875 to the applicant a serially numbered permanent metal permit tag.
 876 The permittee is responsible for maintaining a valid permit tag
 877 on each permitted sign facing at all times. The tag shall be
 878 securely attached to the upper 50 percent of the sign structure
 879 ~~sign facing or, if there is no facing, on the pole nearest the~~
 880 ~~highway,~~ and ~~it~~ shall be attached in such a manner as to be
 881 plainly visible from the main-traveled way. ~~Effective July 1,~~
 882 ~~2012, the tag must be securely attached to the upper 50 percent~~
 883 ~~of the pole nearest the highway and must be attached in such a~~
 884 ~~manner as to be plainly visible from the main traveled way.~~ The
 885 permit ~~becomes void unless the permit~~ tag must be ~~is~~ properly
 886 and permanently displayed at the permitted site within 30 days
 887 after the date of permit issuance. If the permittee fails to
 888 erect a completed sign on the permitted site within 270 days
 889 after the date on which the permit was issued, the permit will
 890 be void, and the department may not issue a new permit to that
 891 permittee for the same location for 270 days after the date on
 892 which the permit became void.

893 (b) If a permit tag is lost, stolen, or destroyed, the
 894 permittee to whom the tag was issued must apply to the
 895 department for a replacement tag. The department shall adopt a
 896 rule establishing a service fee for replacement tags in an
 897 amount that will recover the actual cost of providing the
 898 replacement tag. Upon receipt of the application accompanied by
 899 the service fee, the department shall issue a replacement permit

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900 tag. ~~Alternatively, the permittee may provide its own~~
 901 ~~replacement tag pursuant to department specifications that the~~
 902 ~~department shall adopt by rule at the time it establishes the~~
 903 ~~service fee for replacement tags.~~

904 (6) A permit is valid only for the location specified in
 905 the permit. Valid permits may be transferred from one sign owner
 906 to another upon written acknowledgment from the current
 907 permittee and submittal of a transfer fee of \$5 for each permit
 908 to be transferred. However, the maximum transfer fee for any
 909 multiple transfer between two outdoor advertisers in a single
 910 transaction is \$1,000 ~~\$100~~.

911 (7) A permittee shall at all times maintain the permission
 912 of the owner or other person in lawful control of the sign site
 913 to have and maintain a sign at such site.

914 (8) (a) In order to reduce peak workloads, the department
 915 may adopt rules providing for staggered expiration dates for
 916 licenses and permits. Unless otherwise provided for by rule, all
 917 licenses and permits expire annually on January 15. All license
 918 and permit renewal fees are required to be submitted to the
 919 department by no later than the expiration date. At least 105
 920 days before ~~prior to~~ the expiration date of licenses and
 921 permits, the department shall send to each permittee a notice of
 922 fees due for all licenses and permits that ~~which~~ were issued to
 923 him or her before ~~prior to~~ the date of the notice. Such notice
 924 shall list the permits and the permit fees due for each sign
 925 facing. The permittee shall, no later than 45 days before ~~prior~~
 926 ~~to~~ the expiration date, advise the department of any additions,
 927 deletions, or errors contained in the notice. Permit tags which
 928 are not renewed shall be returned to the department for

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929 cancellation by the expiration date. Permits which are not
 930 renewed or are canceled shall be certified in writing at that
 931 time as canceled or not renewed by the permittee, and permit
 932 tags for such permits shall be returned to the department or
 933 shall be accounted for by the permittee in writing, which
 934 writing shall be submitted with the renewal fee payment or the
 935 cancellation certification. However, failure of a permittee to
 936 submit a permit cancellation ~~does shall~~ not affect the
 937 nonrenewal of a permit. ~~Before~~ Prior to cancellation of a
 938 permit, the permittee shall provide written notice to all
 939 persons or entities having a right to advertise on the sign that
 940 the permittee intends to cancel the permit.

941 (b) If a permittee has not submitted his or her fee payment
 942 by the expiration date of the licenses or permits, the
 943 department shall send a notice of violation to the permittee
 944 within 45 days after the expiration date, requiring the payment
 945 of the permit fee within 30 days after the date of the notice
 946 and payment of a delinquency fee equal to 10 percent of the
 947 original amount due or, in the alternative to these payments,
 948 requiring the filing of a request for an administrative hearing
 949 to show cause why ~~the his or her~~ sign should not be subject to
 950 immediate removal due to expiration of his or her license or
 951 permit. If the permittee submits payment as required by the
 952 violation notice, ~~the his or her~~ license or permit will be
 953 automatically reinstated and such reinstatement will be
 954 retroactive to the original expiration date. If the permittee
 955 does not respond to the notice of violation within the 30-day
 956 period, the department shall, within 30 days, issue a final
 957 notice of sign removal and may, following 90 days after the date

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958 of the department's final notice of sign removal, remove the
 959 sign without incurring any liability as a result of such
 960 removal. However, if at any time before removal of the sign, the
 961 permittee demonstrates that a good faith error on the part of
 962 the permittee resulted in cancellation or nonrenewal of the
 963 permit, the department may reinstate the permit if:

- 964 1. The permit reinstatement fee of ~~up to~~ \$300 ~~based on the~~
 965 ~~size of the sign~~ is paid;
- 966 2. All other permit renewal and delinquent permit fees due
 967 as of the reinstatement date are paid; and
- 968 3. The permittee reimburses the department for all actual
 969 costs resulting from the permit cancellation or nonrenewal.

970 (c) Conflicting applications filed by other persons for the
 971 same or competing sites covered by a permit subject to paragraph
 972 (b) may not be approved until after the sign subject to the
 973 expired permit has been removed.

974 (d) The cost for removing a sign, whether by the department
 975 or an independent contractor, shall be assessed by the
 976 department against the permittee.

977 (9) (a) A permit ~~may shall~~ not be granted for any sign for
 978 which a permit had not been granted by the effective date of
 979 this act unless such sign is located at least:

- 980 1. One thousand five hundred feet from any other permitted
 981 sign on the same side of the highway, if on an interstate
 982 highway.
- 983 2. One thousand feet from any other permitted sign on the
 984 same side of the highway, if on a federal-aid primary highway.

985
 986 The minimum spacing provided in this paragraph does not preclude

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987 the permitting of V-type, back-to-back, side-to-side, stacked,
 988 or double-faced signs at the permitted sign site. If a sign is
 989 visible to more than one highway subject to the jurisdiction of
 990 the department and within the controlled area of the highways
 991 ~~from the controlled area of more than one highway subject to the~~
 992 ~~jurisdiction of the department~~, the sign ~~must~~ shall meet the
 993 permitting requirements of all highways, and, ~~if the sign meets~~
 994 ~~the applicable permitting requirements~~, be permitted ~~to~~, the
 995 highway having the more stringent permitting requirements.

996 (b) A permit ~~may~~ shall not be granted for a sign pursuant
 997 to this chapter to locate such sign on any portion of the
 998 interstate or federal-aid primary highway system, which sign:

999 1. Exceeds 50 feet in sign structure height above the crown
 1000 of the main-traveled way to which the sign is permitted, if
 1001 outside an incorporated area;

1002 2. Exceeds 65 feet in sign structure height above the crown
 1003 of the main-traveled way to which the sign is permitted, if
 1004 inside an incorporated area; or

1005 3. Exceeds 950 square feet of sign facing including all
 1006 embellishments.

1007 (c) Notwithstanding subparagraph (a)1., ~~there is~~
 1008 ~~established a pilot program in Orange, Hillsborough, and Osceola~~
 1009 ~~Counties, and within the boundaries of the City of Miami, under~~
 1010 ~~which~~ the distance between permitted signs on the same side of
 1011 an interstate highway may be reduced to 1,000 feet if all other
 1012 requirements of this chapter are met and if:

1013 1. The local government has adopted a plan, program,
 1014 resolution, ordinance, or other policy encouraging the voluntary
 1015 removal of signs in a downtown, historic, redevelopment, infill,

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1016 or other designated area which also provides for a new or
 1017 replacement sign to be erected on an interstate highway within
 1018 that jurisdiction if a sign in the designated area is removed;

1019 2. The sign owner and the local government mutually agree
 1020 to the terms of the removal and replacement; and

1021 3. The local government notifies the department of its
 1022 intention to allow such removal and replacement as agreed upon
 1023 pursuant to subparagraph 2.

1024 ~~4. The new or replacement sign to be erected on an~~
 1025 ~~interstate highway within that jurisdiction is to be located on~~
 1026 ~~a parcel of land specifically designated for commercial or~~
 1027 ~~industrial use under both the future land use map of the~~
 1028 ~~comprehensive plan and the land use development regulations~~
 1029 ~~adopted pursuant to chapter 163, and such parcel shall not be~~
 1030 ~~subject to an evaluation in accordance with the criteria set~~
 1031 ~~forth in s. 479.01(26) to determine if the parcel can be~~
 1032 ~~considered an unzoned commercial or industrial area.~~

1033
 1034 ~~The department shall maintain statistics tracking the use of the~~
 1035 ~~provisions of this pilot program based on the notifications~~
 1036 ~~received by the department from local governments under this~~
 1037 ~~paragraph.~~

1038 (d) This subsection does not cause a sign that was
 1039 conforming on October 1, 1984, to become nonconforming.

1040 (10) Commercial or industrial zoning ~~that which~~ is not
 1041 comprehensively enacted or ~~that which~~ is enacted primarily to
 1042 permit signs ~~may shall~~ not be recognized as commercial or
 1043 industrial zoning for purposes of this provision, and permits
 1044 ~~may shall~~ not be issued for signs in such areas. The department

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1045 shall adopt rules ~~that within 180 days after this act takes~~
 1046 ~~effect which shall~~ provide criteria to determine whether such
 1047 zoning is comprehensively enacted or enacted primarily to permit
 1048 signs.

1049 Section 10. Section 479.08, Florida Statutes, is amended to
 1050 read:

1051 479.08 Denial or revocation of permit.—The department may
 1052 deny or revoke any permit requested or granted under this
 1053 chapter in any case in which it determines that the application
 1054 for the permit contains ~~knowingly~~ false or misleading
 1055 information of material consequence. The department may revoke
 1056 any permit granted under this chapter in any case in which the
 1057 permittee has violated any of the provisions of this chapter,
 1058 unless such permittee, within 30 days after the receipt of
 1059 notice by the department, complies with the provisions of this
 1060 chapter. For the purpose of this section, the notice of
 1061 violation issued by the department must describe in detail the
 1062 alleged violation. Any person aggrieved by any action of the
 1063 department in denying or revoking a permit under this chapter
 1064 may, within 30 days after receipt of the notice, apply to the
 1065 department for an administrative hearing pursuant to chapter
 1066 120. If a timely request for hearing has been filed and the
 1067 department issues a final order revoking a permit, such
 1068 revocation shall be effective 30 days after the date of
 1069 rendition. Except for department action pursuant to s.
 1070 479.107(1), the filing of a timely and proper notice of appeal
 1071 shall operate to stay the revocation until the department's
 1072 action is upheld.

1073 Section 11. Section 479.10, Florida Statutes, is amended to

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1074 read:

1075 479.10 Sign removal following permit revocation or
 1076 cancellation.—A sign shall be removed by the permittee within 30
 1077 days after the date of revocation or cancellation of the permit
 1078 for the sign. If the permittee fails to remove the sign within
 1079 the 30-day period, the department shall remove the sign at the
 1080 permittee's expense with or without further notice and without
 1081 incurring any liability as a result of such removal.

1082 Section 12. Section 479.105, Florida Statutes, is amended
 1083 to read:

1084 479.105 Signs erected or maintained without required
 1085 permit; removal.—

1086 (1) Any sign which is located adjacent to the right-of-way
 1087 of any highway on the State Highway System outside an
 1088 incorporated area or adjacent to the right-of-way on any portion
 1089 of the interstate or federal-aid primary highway system, which
 1090 sign was erected, operated, or maintained without the permit
 1091 required by s. 479.07(1) having been issued by the department,
 1092 is declared to be a public nuisance and a private nuisance and
 1093 shall be removed as provided in this section.

1094 (a) Upon a determination by the department that a sign is
 1095 in violation of s. 479.07(1), the department shall prominently
 1096 post on the sign, or as close to the sign as possible for those
 1097 locations where the sign is not easily accessible, face a notice
 1098 stating that the sign is illegal and must be removed within 30
 1099 days after the date on which the notice was posted. ~~However, if~~
 1100 ~~the sign bears the name of the licensee or the name and address~~
 1101 ~~of the nonlicensed sign owner,~~ The department shall,
 1102 concurrently with and in addition to posting the notice on the

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1103 sign, provide a written notice to the owner of the sign, the
 1104 advertiser displayed on the sign, or the owner of the property,
 1105 stating that the sign is illegal and must be permanently removed
 1106 within the 30-day period specified on the posted notice. The
 1107 written notice shall further state that a hearing may be
 1108 requested, the sign owner has a right to request a hearing,
 1109 which request must be filed with the department within 30 days
 1110 after receipt the date of the written notice. However, the
 1111 filing of a request for a hearing will not stay the removal of
 1112 the sign.

1113 (b) If, pursuant to the notice provided, the sign is not
 1114 removed by the ~~sign~~ owner of the sign, the advertiser displayed
 1115 on the sign, or the owner of the property within the prescribed
 1116 period, the department shall immediately remove the sign without
 1117 further notice; and, for that purpose, the employees, agents, or
 1118 independent contractors of the department may enter upon private
 1119 property without incurring any liability for so entering.

1120 (c) However, the department may issue a permit for a sign,
 1121 as a conforming or nonconforming sign, if the sign owner
 1122 demonstrates to the department one of the following:

1123 1. If the sign meets the current requirements of this
 1124 chapter for a sign permit, the sign owner may submit the
 1125 required application package and receive a permit as a
 1126 conforming sign, upon payment of all applicable fees.

1127 2. If the sign does not meet the current requirements of
 1128 this chapter for a sign permit, the sign owner may receive a
 1129 permit as a nonconforming sign if the department determines that
 1130 the sign is not located on state right-of-way and is not a
 1131 safety hazard and if the sign owner pays a penalty fee of \$300

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1132 and all pertinent fees required by this chapter, including
 1133 annual permit renewal fees payable since the date of the
 1134 erection of the sign, and attaches to the permit application
 1135 package documentation that demonstrates that:

1136 a. The sign has been unpermitted, structurally unchanged,
 1137 and continuously maintained at the same location for a period of
 1138 7 years or more;

1139 b. During the entire period in which the sign has been
 1140 erected, a permit was required but was not obtained;

1141 c. During the initial 7 years in which the sign has been
 1142 erected, the sign would have met the criteria established in
 1143 this chapter at that time for issuance of a permit; and

1144 d. The department has not initiated a notice of violation
 1145 or taken other action to remove the sign during the initial 7-
 1146 year period.

1147 (d) This subsection does not cause a neighboring sign that
 1148 is permitted and that is within the spacing requirements in s.
 1149 479.07(9) (a) to become nonconforming.

1150 (e) ~~(e)~~ For purposes of this subsection, a notice to the
 1151 sign owner, when required, constitutes sufficient notice; and
 1152 notice is not required to be provided to the lessee, advertiser,
 1153 or the owner of the real property on which the sign is located.

1154 (f) ~~(d)~~ If, after a hearing, it is determined that a sign
 1155 has been wrongfully or erroneously removed pursuant to this
 1156 subsection, the department, at the sign owner's discretion,
 1157 shall either pay just compensation to the owner of the sign or
 1158 reerect the sign in kind at the expense of the department.

1159 ~~(e) However, if the sign owner demonstrates to the~~
 1160 ~~department that:~~

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1161 ~~1. The sign has been unpermitted, structurally unchanged,~~
 1162 ~~and continuously maintained at the same location for a period of~~
 1163 ~~7 years or more;~~

1164 ~~2. At any time during the period in which the sign has been~~
 1165 ~~erected, the sign would have met the criteria established in~~
 1166 ~~this chapter for issuance of a permit;~~

1167 ~~3. The department has not initiated a notice of violation~~
 1168 ~~or taken other action to remove the sign during the initial 7-~~
 1169 ~~year period described in subparagraph 1.; and~~

1170 ~~4. The department determines that the sign is not located~~
 1171 ~~on state right of way and is not a safety hazard;~~

1172 ~~the sign may be considered a conforming or nonconforming sign~~
 1173 ~~and may be issued a permit by the department upon application in~~
 1174 ~~accordance with this chapter and payment of a penalty fee of~~
 1175 ~~\$300 and all pertinent fees required by this chapter, including~~
 1176 ~~annual permit renewal fees payable since the date of the~~
 1177 ~~erection of the sign.~~

1178 (2) (a) If a sign is under construction and the department
 1179 determines that a permit has not been issued for the sign as
 1180 required under the provisions of this chapter, the department is
 1181 authorized to require that all work on the sign cease until the
 1182 sign owner shows that the sign does not violate the provisions
 1183 of this chapter. The order to cease work shall be prominently
 1184 posted on the sign structure, and no further notice is required
 1185 to be given. The failure of a sign owner or her or his agents to
 1186 immediately comply with the order shall subject the sign to
 1187 prompt removal by the department.

1188 (b) For the purposes of this subsection only, a sign is
 1189

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1190 under construction when it is in any phase of initial
 1191 construction prior to the attachment and display of the
 1192 advertising message in final position for viewing by the
 1193 traveling public. A sign that is undergoing routine maintenance
 1194 or change of the advertising message only is not considered to
 1195 be under construction for the purposes of this subsection.

1196 (3) The cost of removing a sign, whether by the department
 1197 or an independent contractor, shall be assessed against the
 1198 owner of the sign by the department.

1199 Section 13. Subsections (4), (5), and (7) of section
 1200 479.106, Florida Statutes, are amended to read:

1201 479.106 Vegetation management.—

1202 (4) The department may establish an application fee by rule
 1203 ~~not to exceed \$25 for each individual application to defer the~~
 1204 ~~costs of processing such application and a fee not to exceed~~
 1205 ~~\$200 to defer the costs of processing an application for~~
 1206 ~~multiple sites.~~

1207 (5) The department may only grant a permit pursuant to s.
 1208 479.07 for a new sign which requires the removal, cutting, or
 1209 trimming of existing trees or vegetation on public right-of-way
 1210 for the sign face to be visible from the highway when the sign
 1211 owner has removed at least two nonconforming signs of
 1212 approximate comparable size and surrendered the permits for the
 1213 nonconforming signs to the department for cancellation. For
 1214 signs originally permitted after July 1, 1996, the first
 1215 application, or application for a change of view zone, ~~no permit~~
 1216 for the removal, cutting, or trimming of trees or vegetation
 1217 shall require, in addition to mitigation or contribution to a
 1218 plan of mitigation, the removal of two nonconforming signs. No

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1219 permits for the removal, cutting, or trimming of trees may be
 1220 granted for signs permitted after July 1, 1996 ~~be granted~~ where
 1221 such trees or vegetation are part of a beautification project
 1222 implemented ~~before~~ prior to the date of the original sign permit
 1223 application, when the beautification project is specifically
 1224 identified in the department's construction plans, permitted
 1225 landscape projects, or agreements.

1226 (7) Any person engaging in removal, cutting, or trimming of
 1227 trees or vegetation in violation of this section or benefiting
 1228 from such actions shall be subject to an administrative penalty
 1229 of up to \$1,000 per sign facing and required to mitigate for the
 1230 unauthorized removal, cutting, or trimming in such manner and in
 1231 such amount as may be required under the rules of the
 1232 department.

1233 Section 14. Subsection (5) of section 479.107, Florida
 1234 Statutes, is amended to read:

1235 479.107 Signs on highway rights-of-way; removal.—

1236 (5) The cost of removing a sign, whether by the department
 1237 or an independent contractor, shall be assessed by the
 1238 department against the owner of the sign. ~~Furthermore, the~~
 1239 ~~department shall assess a fine of \$75 against the sign owner for~~
 1240 ~~any sign which violates the requirements of this section.~~

1241 Section 15. Section 479.111, Florida Statutes, is amended
 1242 to read:

1243 479.111 Specified signs allowed within controlled portions
 1244 of the interstate and federal-aid primary highway system.—Only
 1245 the following signs shall be allowed within controlled portions
 1246 of the interstate highway system and the federal-aid primary
 1247 highway system as set forth in s. 479.11(1) and (2):

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1248 (1) Directional or other official signs and notices which
 1249 conform to 23 C.F.R. ss. 750.151-750.155.

1250 (2) Signs in commercial-zoned and industrial-zoned areas or
 1251 commercial-unzoned and industrial-unzoned areas and within 660
 1252 feet of the nearest edge of the right-of-way, subject to the
 1253 requirements set forth in the 1972 agreement between the state
 1254 and the United States Department of Transportation.

1255 (3) Signs for which permits are not required under s.
 1256 479.16.

1257 Section 16. Section 479.15, Florida Statutes, is amended to
 1258 read:

1259 479.15 Harmony of regulations.—

1260 (1) No zoning board or commission or other public officer
 1261 or agency shall issue a permit to erect any sign which is
 1262 prohibited under the provisions of this chapter or the rules of
 1263 the department, nor shall the department issue a permit for any
 1264 sign which is prohibited by any other public board, officer, or
 1265 agency in the lawful exercise of its powers.

1266 (2) A municipality, county, local zoning authority, or
 1267 other local governmental entity may not remove, or cause to be
 1268 removed, any lawfully erected sign along any portion of the
 1269 interstate or federal-aid primary highway system without first
 1270 paying just compensation for such removal. A local governmental
 1271 entity may not cause in any way the alteration of any lawfully
 1272 erected sign located along any portion of the interstate or
 1273 federal-aid primary highway system without payment of just
 1274 compensation if such alteration constitutes a taking under state
 1275 law. The municipality, county, local zoning authority, or other
 1276 local government entity that adopts requirements for such

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1277 alteration shall pay just compensation to the sign owner if such
 1278 alteration constitutes a taking under state law. This subsection
 1279 applies only to a lawfully erected sign the subject matter of
 1280 which relates to premises other than the premises on which it is
 1281 located or to merchandise, services, activities, or
 1282 entertainment not sold, produced, manufactured, or furnished on
 1283 the premises on which the sign is located. ~~As used in this~~
 1284 ~~subsection, the term "federal aid primary highway system" means~~
 1285 ~~the federal aid primary highway system in existence on June 1,~~
 1286 ~~1991, and any highway that was not a part of such system as of~~
 1287 ~~that date but that is or becomes after June 1, 1991, a part of~~
 1288 ~~the National Highway System.~~ This subsection shall not be
 1289 interpreted as explicit or implicit legislative recognition that
 1290 alterations do or do not constitute a taking under state law.

1291 (3) It is the express intent of the Legislature to limit
 1292 the state right-of-way acquisition costs on state and federal
 1293 roads in eminent domain proceedings, the provisions of ss.
 1294 479.07 and 479.155 notwithstanding. Subject to approval by the
 1295 Federal Highway Administration, whenever public acquisition of
 1296 land upon which is situated a lawful permitted nonconforming
 1297 sign occurs, as provided in this chapter, the sign may, at the
 1298 election of its owner and the department, be relocated or
 1299 reconstructed adjacent to the new right-of-way and in close
 1300 proximity to the current site along the roadway within 100 feet
 1301 of the current location, provided the ~~nonconforming~~ sign is not
 1302 relocated in an area inconsistent with s. 479.024 on a parcel
 1303 zoned residential, and provided further that such relocation
 1304 shall be subject to applicable setback requirements in the 1972
 1305 agreement between the state and the United States Department of

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1306 Transportation. The sign owner shall pay all costs associated
 1307 with relocating or reconstructing any sign under this
 1308 subsection, and neither the state nor any local government shall
 1309 reimburse the sign owner for such costs, unless part of such
 1310 relocation costs are required by federal law. If no adjacent
 1311 property is available for the relocation, the department shall
 1312 be responsible for paying the owner of the sign just
 1313 compensation for its removal.

1314 (4) For a nonconforming sign, Such relocation shall be
 1315 adjacent to the current site and the face of the sign may shall
 1316 not be increased in size or height or structurally modified at
 1317 the point of relocation in a manner inconsistent with the
 1318 current building codes of the jurisdiction in which the sign is
 1319 located.

1320 (5) In the event that relocation can be accomplished but is
 1321 inconsistent with the ordinances of the municipality or county
 1322 within whose jurisdiction the sign is located, the ordinances of
 1323 the local government shall prevail, provided that the local
 1324 government shall assume the responsibility to provide the owner
 1325 of the sign just compensation for its removal, but in no event
 1326 shall compensation paid by the local government exceed the
 1327 compensation required under state or federal law. Further, the
 1328 provisions of this section shall not impair any agreement or
 1329 future agreements between a municipality or county and the owner
 1330 of a sign or signs within the jurisdiction of the municipality
 1331 or county. ~~Nothing in this section shall be deemed to cause a~~
 1332 ~~nonconforming sign to become conforming solely as a result of~~
 1333 ~~the relocation allowed in this section.~~

1334 (6) The provisions of subsections (3), (4), and (5) of this

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1335 section shall not apply within the jurisdiction of any
 1336 municipality which is engaged in any litigation concerning its
 1337 sign ordinance on April 23, 1999, nor shall such provisions
 1338 apply to any municipality whose boundaries are identical to the
 1339 county within which said municipality is located.

1340 (7) This section does not cause a neighboring sign that is
 1341 already permitted and that is within the spacing requirements
 1342 established in s. 479.07(9) (a) to become nonconforming.

1343 Section 17. Section 479.156, Florida Statutes, is amended
 1344 to read:

1345 479.156 Wall murals.—Notwithstanding any other provision of
 1346 this chapter, a municipality or county may permit and regulate
 1347 wall murals within areas designated by such government. If a
 1348 municipality or county permits wall murals, a wall mural that
 1349 displays a commercial message and is within 660 feet of the
 1350 nearest edge of the right-of-way within an area adjacent to the
 1351 interstate highway system or the federal-aid primary highway
 1352 system shall be located in an area that is zoned for industrial
 1353 or commercial use and the municipality or county shall establish
 1354 and enforce regulations for such areas that, at a minimum, set
 1355 forth criteria governing the size, lighting, and spacing of wall
 1356 murals consistent with the intent of 23 U.S.C. s. 131 ~~the~~
 1357 ~~Highway Beautification Act of 1965~~ and with customary use.

1358 Whenever a municipality or county exercises such control and
 1359 makes a determination of customary use pursuant to 23 U.S.C. s.
 1360 131(d), such determination shall be accepted in lieu of controls
 1361 in the agreement between the state and the United States
 1362 Department of Transportation, and the department shall notify
 1363 the Federal Highway Administration pursuant to the agreement, 23

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1364 U.S.C. s. 131(d), and 23 C.F.R. s. 750.706(c). A wall mural that
 1365 is subject to municipal or county regulation and 23 U.S.C. s.
 1366 131 ~~the Highway Beautification Act of 1965~~ must be approved by
 1367 the Department of Transportation and the Federal Highway
 1368 Administration when required by federal law and federal
 1369 regulation under the agreement between the state and the United
 1370 States Department of Transportation and federal regulations
 1371 enforced by the Department of Transportation under s. 479.02(1).
 1372 The existence of a wall mural as defined in s. 479.01(28)
 1373 ~~479.01(30)~~ shall not be considered in determining whether a sign
 1374 as defined in s. 479.01(19) ~~479.01(20)~~, either existing or new,
 1375 is in compliance with s. 479.07(9) (a).

1376 Section 18. Section 479.16, Florida Statutes, is amended to
 1377 read:

1378 479.16 Signs for which permits are not required.—The
 1379 following signs are exempt from the requirement that a permit
 1380 for a sign be obtained under the provisions of this chapter but
 1381 are required to comply with the provisions of s. 479.11(4)-(8) and
 1382 the provisions of subsections (15)-(20) may not be
 1383 implemented or continued if the Federal Government notifies the
 1384 department that implementation or continuation will adversely
 1385 affect the allocation of federal funds to the department:

1386 (1) Signs erected on the premises of an establishment,
 1387 which signs consist primarily of the name of the establishment
 1388 or which identify the principal or accessory merchandise,
 1389 services, activities, or entertainment sold, produced,
 1390 manufactured, or furnished on the premises of the establishment
 1391 and which comply with the lighting restrictions ~~under department~~
 1392 ~~rule adopted~~ pursuant to s. 479.11(5), or signs owned by a

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1393 municipality or a county located on the premises of such
 1394 municipality or such county which display information regarding
 1395 government services, activities, events, or entertainment. For
 1396 purposes of this section, the following types of messages shall
 1397 not be considered information regarding government services,
 1398 activities, events, or entertainment:

1399 (a) Messages which specifically reference any commercial
 1400 enterprise.

1401 (b) Messages which reference a commercial sponsor of any
 1402 event.

1403 (c) Personal messages.

1404 (d) Political campaign messages.
 1405

1406 If a sign located on the premises of an establishment consists
 1407 principally of brand name or trade name advertising and the
 1408 merchandise or service is only incidental to the principal
 1409 activity, or if the owner of the establishment receives rental
 1410 income from the sign, then the sign is not exempt under this
 1411 subsection.

1412 (2) Signs erected, used, or maintained on a farm by the
 1413 owner or lessee of such farm and relating solely to farm
 1414 produce, merchandise, service, or entertainment sold, produced,
 1415 manufactured, or furnished on such farm.

1416 (3) Signs posted or displayed on real property by the owner
 1417 or by the authority of the owner, stating that the real property
 1418 is for sale or rent. However, if the sign contains any message
 1419 not pertaining to the sale or rental of that real property, then
 1420 it is not exempt under this section.

1421 (4) Official notices or advertisements posted or displayed

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1422 on private property by or under the direction of any public or
 1423 court officer in the performance of her or his official or
 1424 directed duties, or by trustees under deeds of trust or deeds of
 1425 assignment or other similar instruments.

1426 (5) Danger or precautionary signs relating to the premises
 1427 on which they are located; forest fire warning signs erected
 1428 under the authority of the Florida Forest Service of the
 1429 Department of Agriculture and Consumer Services; and signs,
 1430 notices, or symbols erected by the United States Government
 1431 under the direction of the United States Forestry Service.

1432 (6) Notices of any railroad, bridge, ferry, or other
 1433 transportation or transmission company necessary for the
 1434 direction or safety of the public.

1435 (7) Signs, notices, or symbols for the information of
 1436 aviators as to location, directions, and landings and conditions
 1437 affecting safety in aviation erected or authorized by the
 1438 department.

1439 (8) Signs or notices erected or maintained upon property
 1440 stating only the name of the owner, lessee, or occupant of the
 1441 premises and not exceeding 16 ~~±~~ square feet in area.

1442 (9) Historical markers erected by duly constituted and
 1443 authorized public authorities.

1444 (10) Official traffic control signs and markers erected,
 1445 caused to be erected, or approved by the department.

1446 (11) Signs erected upon property warning the public against
 1447 hunting and fishing or trespassing thereon.

1448 (12) Signs not in excess of 16 ~~±~~ square feet that are owned
 1449 by and relate to the facilities and activities of churches,
 1450 civic organizations, fraternal organizations, charitable

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1451 organizations, or units or agencies of government.

1452 (13) ~~Except that~~ Signs placed on benches, transit shelters,
1453 modular news racks, street light poles, public pay telephones,
1454 and waste receptacles, within the right-of-way, as provided for
1455 in s. 337.408 are exempt from all provisions of this chapter.

1456 (14) Signs relating exclusively to political campaigns.

1457 (15) Signs not in excess of 16 square feet placed at a road
1458 junction with the State Highway System denoting only the
1459 distance or direction of a residence or farm operation, or,
1460 outside an incorporated in a rural area where a hardship is
1461 created because a small business is not visible from the road
1462 junction with the State Highway System, one sign not in excess
1463 of 16 square feet, denoting only the name of the business and
1464 the distance and direction to the business. ~~The small business-~~
1465 ~~sign provision of this subsection does not apply to charter~~
1466 ~~counties and may not be implemented if the Federal Government~~
1467 ~~notifies the department that implementation will adversely~~
1468 ~~affect the allocation of federal funds to the department.~~

1469 (16) Signs placed by a local tourist-oriented business
1470 located within a rural area of critical economic concern, as
1471 defined by s. 288.0656(2) (d)and(e), and are:

1472 (a) Not more than 8 square feet in size or more than 4 feet
1473 in height;

1474 (b) Located only in rural areas, along non-limited access
1475 highways;

1476 (c) Located within 2 miles of the business location and are
1477 not less than 500 feet apart;

1478 (d) Located only in two directions leading to the business;
1479 and

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1480 (e) Not located within the road right-of-way.

1481
1482 A business placing such signs must be at least 4 miles from any
1483 other business using this exemption and may not participate in
1484 any other department directional signage program.

1485 (17) Signs not in excess of 32 square feet placed
1486 temporarily during harvest season of a farm operation for a
1487 period of no more than 4 months at a road junction with the
1488 State Highway System denoting only the distance or direction of
1489 the farm operation.

1490 (18) Acknowledgement signs erected upon publicly funded
1491 school premises relating to a specific public school club, team,
1492 or event placed no closer than 1,000 feet from another
1493 acknowledgment sign on the same side of the roadway. All sponsor
1494 information on an acknowledgement sign may constitute no more
1495 than 100 square feet of the sign. As used in this subsection,
1496 the term "acknowledgement signs" means signs that are intended
1497 to inform the traveling public that a public school club, team,
1498 or event has been sponsored by a person, firm, or other entity.

1499 (19) Displays erected upon a sports facility which display
1500 content directly related to the facility's activities and where
1501 a presence of the products or services offered on the property
1502 exists. Displays are to be mounted flush or flat to the surface
1503 of the sports facility and rely upon the building facade for
1504 structural support. For purposes of this subsection, the term
1505 "sports facility", means any athletic complex, athletic arena,
1506 or athletic stadium, including physically connected parking
1507 facilities, which is open to the public and has a permanent
1508 installed seating capacity of 15,000 or more.

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1509 (20) Signs related to Florida tourism, allowed by the
 1510 department at welcome centers operated pursuant to s. 288.12265.

1511 Section 19. Section 479.24, Florida Statutes, is amended to
 1512 read:

1513 479.24 Compensation for ~~removal of~~ signs; eminent domain;
 1514 exceptions.—

1515 (1) Just compensation shall be paid by the department upon
 1516 the department's acquisition ~~removal~~ of a lawful conforming or
 1517 nonconforming sign along any portion of the interstate or
 1518 federal-aid primary highway system. This section does not apply
 1519 to a sign which is illegal at the time of its removal. A sign
 1520 will lose its nonconforming status and become illegal at such
 1521 time as it fails to be permitted or maintained in accordance
 1522 with all applicable laws, rules, ordinances, or regulations
 1523 other than the provision which makes it nonconforming. A legal
 1524 nonconforming sign under state law or rule will not lose its
 1525 nonconforming status solely because it additionally becomes
 1526 nonconforming under an ordinance or regulation of a local
 1527 governmental entity passed at a later date. The department shall
 1528 make every reasonable effort to negotiate the purchase of the
 1529 signs to avoid litigation and congestion in the courts.

1530 (2) The department is not required to remove any sign under
 1531 this section if the federal share of the just compensation to be
 1532 paid upon removal of the sign is not available to make such
 1533 payment, unless an appropriation by the Legislature for such
 1534 purpose is made to the department.

1535 (3) (a) The department is authorized to use the power of
 1536 eminent domain when necessary to carry out the provisions of
 1537 this chapter.

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1538 (b) If eminent domain procedures are instituted, just
 1539 compensation shall be made pursuant to the state's eminent
 1540 domain procedures, chapters 73 and 74.

1541 Section 20. Section 479.25, Florida Statutes, is amended to
 1542 read:

1543 479.25 Erection of noise-attenuation barrier blocking view
 1544 of sign; procedures; application.—

1545 (1) The owner of a lawfully erected sign that is governed
 1546 by and conforms to state and federal requirements for land use,
 1547 size, height, and spacing may increase the height above ground
 1548 level of such sign at its permitted location if a noise-
 1549 attenuation barrier is permitted by or erected by any
 1550 governmental entity in such a way as to screen or block
 1551 visibility of the sign. Any increase in height permitted under
 1552 this section may only be the increase in height which is
 1553 required to achieve the same degree of visibility from the
 1554 right-of-way which the sign had prior to the construction of the
 1555 noise-attenuation barrier, notwithstanding the restrictions
 1556 contained in s. 479.07(9)(b). A sign reconstructed under this
 1557 section shall comply with the building standards and wind load
 1558 requirements set forth in the Florida Building Code. If
 1559 construction of a proposed noise-attenuation barrier will screen
 1560 a sign lawfully permitted under this chapter, the department
 1561 shall provide notice to the local government or local
 1562 jurisdiction within which the sign is located prior to
 1563 construction ~~erection of the noise-attenuation barrier~~. Upon a
 1564 determination that an increase in the height of a sign as
 1565 permitted under this section will violate a provision contained
 1566 in an ordinance or land development regulation of the local

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1567 government or local jurisdiction, prior to construction, the
 1568 local government or local jurisdiction shall ~~so notify the~~
 1569 ~~department. When notice has been received from the local~~
 1570 ~~government or local jurisdiction prior to erection of the noise-~~
 1571 ~~attenuation barrier, the department shall:~~

1572 (a) Provide a variance or waiver to the local ordinance or
 1573 land development regulations to ~~Conduct a written survey of all~~
 1574 ~~property owners identified as impacted by highway noise and who~~
 1575 ~~may benefit from the proposed noise attenuation barrier. The~~
 1576 ~~written survey shall inform the property owners of the location,~~
 1577 ~~date, and time of the public hearing described in paragraph (b)~~
 1578 ~~and shall specifically advise the impacted property owners that:~~

1579 1. ~~Erection of the noise attenuation barrier may block the~~
 1580 ~~visibility of an existing outdoor advertising sign;~~

1581 2. ~~The local government or local jurisdiction may restrict~~
 1582 ~~or prohibit increasing the height of the existing outdoor~~
 1583 ~~advertising sign to make it visible over the barrier; and~~

1584 3. ~~If a majority of the impacted property owners vote for~~
 1585 ~~construction of the noise attenuation barrier, the local~~
 1586 ~~government or local jurisdiction will be required to:~~

1587 a. ~~allow an increase in the height of the sign in violation~~
 1588 ~~of a local ordinance or land development regulation;~~

1589 (b) ~~b.~~ Allow the sign to be relocated or reconstructed at
 1590 another location if the sign owner agrees; or

1591 (c) ~~e.~~ Pay the fair market value of the sign and its
 1592 associated interest in the real property.

1593 (2) ~~(b)~~ The department shall hold ~~Hold~~ a public hearing
 1594 within the boundaries of the affected local governments or local
 1595 jurisdictions to receive input on the proposed noise-attenuation

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1596 barrier and its conflict with the local ordinance or land
 1597 development regulation and to suggest or consider alternatives
 1598 or modifications ~~to the proposed noise attenuation barrier~~ to
 1599 alleviate or minimize the conflict with the local ordinance or
 1600 land development regulation or minimize any costs that may be
 1601 associated with relocating, reconstructing, or paying for the
 1602 affected sign. The public hearing may be held concurrently with
 1603 other public hearings scheduled for the project. The department
 1604 shall provide a written notification to the local government or
 1605 local jurisdiction of the date and time of the public hearing
 1606 and shall provide general notice of the public hearing in
 1607 accordance with the notice provisions of s. 335.02(1). The
 1608 notice shall not be placed in that portion of a newspaper in
 1609 which legal notices or classified advertisements appear. The
 1610 notice shall specifically state that:

1611 (a) ~~1.~~ Erection of the proposed noise-attenuation barrier
 1612 may block the visibility of an existing outdoor advertising
 1613 sign;

1614 (b) ~~2.~~ The local government or local jurisdiction may
 1615 restrict or prohibit increasing the height of the existing
 1616 outdoor advertising sign ~~to make it visible over the barrier;~~
 1617 and

1618 (c) ~~3.~~ ~~Upon~~ ~~If a majority of the impacted property owners~~
 1619 ~~vote for~~ construction of the noise-attenuation barrier, the
 1620 local government or local jurisdiction shall ~~will be required~~
 1621 ~~to~~:

1622 1. ~~a.~~ Allow an increase in the height of the sign through a
 1623 waiver or variance to ~~in violation of~~ a local ordinance or land
 1624 development regulation;

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1625 ~~2.b.~~ Allow the sign to be relocated or reconstructed at
 1626 another location if the sign owner agrees; or
 1627 ~~3.c.~~ Pay the fair market value of the sign and its
 1628 associated interest in the real property.
 1629 ~~(3)(2)~~ The department ~~may shall~~ not permit erection of the
 1630 noise-attenuation barrier to the extent the barrier screens or
 1631 blocks visibility of the sign until after the public hearing is
 1632 held ~~and until such time as the survey has been conducted and a~~
 1633 ~~majority of the impacted property owners have indicated approval~~
 1634 ~~to erect the noise attenuation barrier. When the impacted~~
 1635 ~~property owners approve of the noise attenuation barrier~~
 1636 ~~construction, the department shall notify the local governments~~
 1637 ~~or local jurisdictions. The local government or local~~
 1638 ~~jurisdiction shall, notwithstanding the provisions of a~~
 1639 ~~conflicting ordinance or land development regulation:~~
 1640 ~~(a) Issue a permit by variance or otherwise for the~~
 1641 ~~reconstruction of a sign under this section;~~
 1642 ~~(b) Allow the relocation of a sign, or construction of~~
 1643 ~~another sign, at an alternative location that is permissible~~
 1644 ~~under the provisions of this chapter, if the sign owner agrees~~
 1645 ~~to relocate the sign or construct another sign; or~~
 1646 ~~(c) Refuse to issue the required permits for reconstruction~~
 1647 ~~of a sign under this section and pay fair market value of the~~
 1648 ~~sign and its associated interest in the real property to the~~
 1649 ~~owner of the sign.~~
 1650 ~~(4)(3)~~ This section ~~does shall~~ not apply to the provisions
 1651 of any existing written agreement executed before July 1, 2006,
 1652 between any local government and the owner of an outdoor
 1653 advertising sign.

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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1654 Section 21. Subsection (1) of section 479.261, Florida
 1655 Statutes, is amended to read:
 1656 479.261 Logo sign program.—
 1657 (1) The department shall establish a logo sign program for
 1658 the rights-of-way of the limited access interstate highway
 1659 system to provide information to motorists about available gas,
 1660 food, lodging, camping, attractions, and other services, as
 1661 approved by the Federal Highway Administration, at interchanges
 1662 through the use of business logos and may include additional
 1663 interchanges under the program.
 1664 (a) As used in this chapter, the term "attraction" means an
 1665 establishment, site, facility, or landmark that is open a
 1666 minimum of 5 days a week for 52 weeks a year; that has as its
 1667 principal focus family-oriented entertainment, cultural,
 1668 educational, recreational, scientific, or historical activities;
 1669 and that is publicly recognized as a bona fide tourist
 1670 attraction.
 1671 (b) The department shall incorporate the use of RV-friendly
 1672 markers on specific information logo signs for establishments
 1673 that cater to the needs of persons driving recreational
 1674 vehicles. Establishments that qualify for participation in the
 1675 specific information logo program and that also qualify as "RV-
 1676 friendly" may request the RV-friendly marker on their specific
 1677 information logo sign. An RV-friendly marker must consist of a
 1678 design approved by the Federal Highway Administration. The
 1679 department shall adopt rules in accordance with chapter 120 to
 1680 administer this paragraph, including rules setting forth the
 1681 minimum requirements that establishments must meet in order to
 1682 qualify as RV-friendly. These requirements shall include large

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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1683 parking spaces, entrances, and exits that can easily accommodate
1684 recreational vehicles and facilities having appropriate overhead
1685 clearances, if applicable.

1686 Section 22. Section 479.313, Florida Statutes, is amended
1687 to read:

1688 479.313 Permit revocation and cancellation; cost of
1689 removal.—All costs incurred by the department in connection with
1690 the removal of a sign located within a controlled area adjacent
1691 to the State Highway System, interstate highway system, or
1692 federal-aid primary highway system following the revocation or
1693 cancellation of the permit for such sign shall be assessed
1694 against and collected from the permittee.

1695 Section 23. Section 76 of chapter 2012-174, Laws of
1696 Florida, is repealed.

1697 Section 24. This act shall take effect July 1, 2013.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Ethics and Elections, *Chair*
Appropriations
Appropriations Subcommittee on General
Government
Appropriations Subcommittee on Transportation,
Tourism, and Economic Development
Community Affairs
Environmental Preservation and Conservation
Gaming
Judiciary
Rules

SENATOR JACK LATVALA
20th District

March 14, 2013

The Honorable Joe Negron
Senate Appropriations Committee
404 S. Monroe St., 201C
Tallahassee, FL 32399-1100

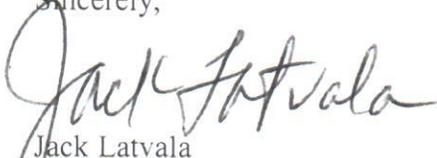
Dear Chairman Negron:

I respectfully request that my bill, SB 1632/Transportation, be placed on the agenda of the Senate Appropriations Committee at the earliest possible time. The bill was favorably considered by the Senate Transportation Committee on March 14.

This bill updates Chapter 479 including statutes relating to land use and zoning. Florida DOT has worked on a project to update the Chapter to provide consistence and clarity to the regulatory responsibilities relating to outdoor advertising. The Department and the industry have agreed to this language.

Please contact me if you have any questions regarding this request. I appreciate your consideration.

Sincerely,


Jack Latvala
State Senator
District 20

JL:tc

CC: Mike Hansen, Staff Director

REPLY TO

- 26133 U.S. Highway 19 North, Suite 201, Clearwater, Florida 33763 (727) 793-2797 FAX: (727) 793-2799
- 408 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5020

Senate's Website: www.flsenate.gov

DON GAETZ
President of the Senate

GARRETT RICHTER
President Pro Tempore

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: PCS/SB 1770 (939812)

INTRODUCER: Committee on Appropriations (Recommended by Subcommittee on General Government); and Banking and Insurance Committee

SUBJECT: Property Insurance

DATE: March 29, 2013 **REVISED:** _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Matiyow/Burgess	Burgess	BI	BI SPB 7018 as introduced
2.	Betta	DeLoach	AGG	Fav/CS
3.	Betta	Hansen	AP	Pre-meeting
4.				
5.				
6.				

Please see Section VIII. for Additional Information:

- | | | |
|------------------------------|-------------------------------------|---|
| A. COMMITTEE SUBSTITUTE..... | <input checked="" type="checkbox"/> | Statement of Substantial Changes |
| B. AMENDMENTS..... | <input type="checkbox"/> | Technical amendments were recommended |
| | <input type="checkbox"/> | Amendments were recommended |
| | <input type="checkbox"/> | Significant amendments were recommended |

I. Summary:

PCS/SB 1770 enacts changes to property insurance laws including Citizens Property Insurance Corporation (Citizens).

The bill has an insignificant impact on revenues and expenditures to the state relating to processing rate filings and should reduce the liability of Citizens. In addition, the Florida Catastrophe Risk Capital Access Facility could need an indeterminate amount of funding to begin its operations before it becomes self sufficient. See Section V.

The changes to property insurance laws made by the bill include:

- Renames the Florida Hurricane Catastrophe Fund Finance Corporation to the State Board of Administration Finance Corporation.
- Creates a Florida Catastrophe Risk Capital Access Facility within the State Board of Administration to help insurers identify global capital available for additional coverage options around the various layers of the Florida Hurricane Catastrophe Fund (CAT Fund).
- Subjects Citizens Property Insurance Corporation to bad faith claims.

- Exempts Citizens from “exchange of business” restrictions, to facilitate the operations of the clearinghouse.
- Requires the Office of Insurance Regulation (OIR) to calculate and publish an annual property insurance inflation factor where property insurance rates filed below the inflation factor are to be deemed non-excessive by the OIR.
- Allows insurance companies to include in their rate filing reinsurance that is purchased to cover potential shortfalls in the Florida Hurricane Catastrophe Fund.
- Requires the Florida Commission on Hurricane Loss Projection Methodology to review the accuracy of hurricane models used to establish wind mitigation discounts.
- Allows the OIR to hold a public hearing for a rate filing when the filing exceeds 15 percent in counties where the office determines there is not a reasonable degree of competition.
- Allows insurers to use consent to rate for up to 10 percent of commercial policies enforce and up to five percent for personal policies enforce in counties where the office determines there is not a reasonable degree of competition.
- Redefines Citizens’ mission to be non competitive through the use of a clearinghouse to ensure Citizens’ coverage is only available to eligible applicants.
- Restructures the corporation’s executive director’s authority in relation to the board.
- Requires Senate confirmation of board members, except those appointed by the Speaker of the House of Representatives.
- Reduces the maximum Citizens’ policy limit from \$2 million to \$1 million, and further reduces this amount by \$100,000 a year for five years.
- Prohibits Citizens from covering structures commencing construction after July 1, 2013, that are seaward of the coastal construction control line, unless built to code-plus.
- Allows Citizens to enter into risk-sharing agreements with private insurers.
- Clarifies a private company’s offer within 15 percent of Citizens’ rate makes both new and renewal policies ineligible for Citizens.
- Requires agents to certify and document a continued effort to seek private market placement for their policyholders that are in Citizens.
- Prohibits agent commissions on ineligible policies placed in Citizens after January 1, 2014.
- Requires Citizens to disclose potential surcharge and assessment liabilities with each renewal notice.
- Expands the Auditor General’s operational audit and requires it be conducted annually.
- Establishes the Office of the Inspector General within Citizens to ensure accountability.
- Requires Citizens’ board to contract with an independent auditing firm to perform a full management audit of the corporation on a biannual basis.
- Allows Citizens to consider any non discriminatory approaches to reducing policies including a surplus note program that includes participation by mutual companies.
- Subjects Citizens to s. 287.057, F.S., pertaining to the procurement of commodities or contractual services.
- Requires Citizens rates must be actuarially sound, include an appropriate risk load factor and not compete with the private market. A noncompetitive rate is defined as the highest rate among the top 20 insurers writing in a given territory but where OIR sees no competitive market exists, rates must be actuarially sound.
- Requires all new policies, all non-homestead properties that are nonrenter occupied, all personal lines residential non-wind policies with a replacement cost of \$300,000 or more, all

personal lines residential wind-only policies with a replacement cost of \$1 million or more on July 1, 2013, \$800,000 or more on January 1, 2014 and \$600,000 or more on January 1, 2015, and all nonresidential commercial policies, be placed at the top 20 rate or an actuarially sound rate, whichever is greater.

- Applies the glide path percentage by territory and not policy.
- Allows an increase of three percent for Citizens to purchase additional reinsurance and decreases by three percent (one percent per account) the Citizens policy surcharge.
- Requires Citizen's board to recommend to the Legislature a process in which policyholders with documented financial needs can receive some rate relief.
- Requires that all new and renewal applications, excluding commercial residential, must be submitted to the clearinghouse before the corporation can bind or renew coverage.
- Creates a temporary keepout program for new applications received by Citizens during the time the clearinghouse is being established.
- Requires that any assignment of benefits for property insurance must comply with the policy conditions.
- Provides for an additional process by which the OIR may approve property and casualty forms, except for workers compensation filings.
- Except as otherwise expressly provided in this act, this act shall take effect July 1, 2013.

This bill substantially amends the following sections of the Florida Statutes: 215.555, 624.155, 626.752, 627.062, 627.0628, 627.0629, 627.171, 627.351, 627.405, and 627.410, F.S.

This bill creates sections 215.5551, 627.3518, and 627.4102, Florida Statutes.

II. Present Situation:

Citizens Property Insurance Corporation (Citizens)

Citizens is a state-created, not-for-profit, tax-exempt governmental entity whose public purpose is to provide property insurance coverage to those unable to find affordable coverage in the voluntary admitted market.¹ Citizens is not a private insurance company.² Citizens was statutorily created in 2002 when the Florida Legislature combined the state's two insurers of last resort, the Florida Residential Property and Casualty Joint Underwriting Association (RPCJUA) and the Florida Windstorm Underwriting Association (FWUA). Citizens operates in accordance with the provisions in s. 627.351(6), F.S., and is governed by an eight member Board of Governors³ (board) that administers its Plan of Operations, which is reviewed and approved by the Financial Services Commission. The Governor, President of the Senate, Speaker of the House of Representatives, and Chief Financial Officer each appoints two members to the board. Citizens is subject to regulation by the Florida Office of Insurance Regulation.

¹ Admitted market means insurance companies licensed to transact insurance in Florida.

² Section 627.351(6)(a)1., F.S. Citizens is also subject to regulation by the Office of Insurance Regulation.

³ The Governor, the Chief Financial Officer, the President of the Senate and the Speaker of the House of Representatives appoint two members each.

Citizens Accounts

Citizens offers three types of property and casualty insurance in three separate accounts. Each account is a separate statutory account with separate calculations of surplus and deficits.⁴ Assets may not be commingled or used to fund losses in another account.⁵ The three Citizens accounts are:

- **Personal Lines Account (PLA):** Statewide account offering multiperil policies covering homeowners, mobile homeowners, dwelling fire, tenants, condominium unit owners, and similar policies.
 - Policies in Force: 838,143.
 - In Force Premium: \$1,379,410,864.
 - Total Exposure: \$175,864,284,312.
- **Coastal Account (COASTAL):** Coastal area account offering personal residential wind-only policies, commercial residential wind-only policies and commercial nonresidential wind-only policies issued in limited eligible coastal areas. In addition, Citizens began offering personal and commercial residential multiperil policies in the Coastal account in August of 2007.
 - Policies in Force: 438,642.
 - In Force Premium: \$1,144,655,922.
 - Total Exposure: \$191,101,715,209.
- **Commercial Lines Account (CLA):** Statewide account offering multiperil policies covering commercial residential-condominium associations, apartment buildings and homeowners associations; and commercial non-residential policies.
 - Policies in Force: 8,016.
 - In Force Premium: \$200,296,331.
 - Total Exposure: \$38,748,152,744.

The total of all accounts combined is as follows:⁶

- Policies in Force: 1,284,801.
- In Force Premium: \$2,724,363,117.
- Total Exposure: \$405,714,152,265.

Citizens Financial Resources

“Citizens’ financial resources include insurance premiums, investment income, operating surplus from prior years, Florida Hurricane Catastrophe Fund (FHCF) reimbursements, private reinsurance, policyholder surcharges, and regular and emergency assessments. As of December 13, 2013, Citizens will have an accumulated surplus of approximately \$6.34 billion. For the 2013 hurricane season Citizens will have purchased \$1.75 billion in private reinsurance coverage along with the \$5.73 billion in mandatory layer reinsurance from the FHCF. For the

⁴ The Personal Lines Account and the Commercial Lines account are combined for credit and Florida Hurricane Catastrophe Fund coverage.

⁵ Section 627.351(6)(b)2b., F.S.

⁶ Citizens weekly report as of 3/1/2013 on file with committee staff.

2013 hurricane season Citizens' probable maximum loss (PML) from a 1-in-100 year event is \$20.42 billion.”

If a deficit occurs in a Citizens account, Citizens is authorized to levy assessments on its policyholders and on each line of property and casualty line of business other than workers' compensation insurance and medical malpractice insurance.⁷ The assessments Citizens may impose and their sequence is as follows:

- **Citizens Surcharge** - Requires up to 15 percent of premium surcharge for 12 months on all Citizens' policies, collected upon issuance or renewal. This 15 percent assessment can be levied on each of the three Citizens' accounts with a maximum assessment of 45 percent of premium.
- **Regular Assessment** - If the Citizens' surcharge is insufficient to cure the deficit for the coastal account, Citizens can require an assessment against all other insurers (except medical malpractice and workers comp). The assessment may be recouped from policyholders through a rate filing process of up to two percent of premium or two percent of the deficit, whichever is greater. This assessment is not levied against Citizens' policyholders.
- **Emergency Assessment** - Requires any remaining deficit for either of Citizens three accounts be funded by multi-year emergency assessments on all insurance policyholders (except medical malpractice and workers comp), but including Citizens' policyholders. This assessment is levied up to 10 percent of premium or 10 percent of the deficit per account, whichever is greater. The maximum emergency assessment that can be levied against Florida's varicose insurance policyholders is 30 percent per policy.

Citizens Rates

Citizens rates for coverage are required to be actuarially sound and are subject to the rate standards for property and casualty insurance in s. 627.062, F.S., except as otherwise provided.⁸ From 2007 until 2010, Citizens rates were frozen by statute⁹ at the level that had been established in 2006. In 2010, the legislature established a “glide path” to impose annual rate increases up to a level that is actuarially sound.¹⁰ Citizens must implement an annual rate increase which does not exceed 10 percent above the previous year for any individual policyholder, adjusted for coverage changes and surcharges. The implementation of this increase ceases when Citizens has achieved actuarially sound rates. In addition to the overall glide path rate increase, Citizens can increase its rates to recover the additional reimbursement premium that it incurs as a result of the annual cash build-up factor added to the price of the mandatory layer of the FHCF coverage, pursuant to s. 215.555(5)(b), F.S.

⁷ Accident and health insurance and policies written under the National Flood Insurance Program or the Federal Crop Insurance Program are not assessable types of property and casualty insurance. Surplus lines insurers are not assessable, but their policyholders are.

⁸ Section 627.351(6)(n)1., F.S.

⁹ Section 627.351(6)(n)4., F.S.

¹⁰ Ch. 2009-87; s.10, L.O.F.

Florida Hurricane Catastrophe Fund

The Florida Hurricane Catastrophe Fund (FHCF) is a tax-exempt fund that contracts with each admitted residential property insurer to provide reimbursement for losses caused by hurricanes.¹¹ The FHCF is administered by the State Board of Administration (SBA) and is a tax-exempt source of reimbursement to property insurers for a selected percentage (45, 75, or 90 percent) of hurricane losses above the insurer's retention (deductible). All insurers that write residential property insurance in Florida are required to buy reimbursement coverage (reinsurance) on their residential property exposure through the FHCF. The FHCF is authorized by statute to sell \$17 billion of mandatory layer coverage. Each insurer that purchases coverage may receive up to its proportional share of the \$17 billion mandatory layer of coverage based upon the insurer's share of the actual premium paid for the contract year, multiplied by the claims paying capacity of the fund. For example, if an insurer paid 10 percent of the total premium paid in a contract-year, then that insurer would be eligible to receive up to 10 percent of the mandatory layer of coverage (\$1.7 billion of the \$17 billion mandatory layer). Insurers that experience multiple hurricanes causing loss during the contract year may receive reimbursement from the FHCF for losses that exceed the applicable retention. The insurer's full retention is applied to each hurricane causing the two largest losses for that insurer. For each other covered event resulting in losses, the insurer's retention is only one-third of the full retention.

The FHCF provides insurers an additional source of reinsurance that is significantly less expensive than what is available in the private market, enabling insurers to generally write more residential property insurance in the state than would otherwise be written. Because of the low cost of coverage from the FHCF, the fund acts to lower residential property insurance premiums for consumers. The FHCF must charge insurers the actuarially indicated premium for the coverage provided, based on hurricane loss projection models found acceptable by the Florida Commission on Hurricane Loss Projection Methodology.

Private Reinsurance

A direct insurance writer will often spread its risk by purchasing reinsurance coverage from a private reinsurance carrier as an addition to the mandatory coverage the direct insurer must purchase through the FHCF. Currently some insurers purchase private reinsurance within the covered layers of the FHCF to insure against any short falls of the fund but the costs associated with purchasing such additional coverage may not be passed on to the policy holders. A reinsurance contract will specify the layer of the direct writer's risk that is shifted to the reinsurer and the premium that the direct writer must pay the reinsurer to assume the risk. The premium costs associated with the purchase of reinsurance are ultimately passed on to policyholders.

Representatives from the Office of Insurance Regulation believe there could be various opportunities in today's market for insurers in this state to access large amounts of capital for reinsurance needs, around the mandatory layers of the FHCF, at lower costs than are currently purchased in the traditional reinsurance markets. To maximize the cost savings in accessing these markets it is believed pooling the reinsurance needs of multiple companies could increase their purchasing power.

¹¹ Section 215.555, F.S.

Bad Faith

Bad faith liability is premised on the concept that an insurer that handles a claim should act in good faith towards its insured and “has a duty to use the same degree of care and diligence as a person of ordinary care and prudence should exercise in the management of his own business.”¹² Florida recognizes two bad faith causes of actions against insurers: first party bad faith and third party bad faith. Florida first recognized Third-party bad faith at common law in 1938. Third-party bad faith protects an insured from the insurer failing to settle a claim brought by a third party in good faith and exposing the insured to a judgment in excess of policy limits. Florida courts refused to recognize a first-party bad faith tort until it was established by the Legislature in 1982 with the enactment of s. 624.155, F.S., the Civil Remedy statute.

Section 624.155, F.S., permits any person to bring a civil action against an insurer, except Citizens Property Insurance Corporation, when the insurer commits certain acts or the insured is damaged by statutory violations¹³ of the insurer. Specifically, the insured may bring the claim when the insurer does not attempt to settle a claim in good faith when, under all the circumstances, it could and should have done so, had it acted fairly and honestly toward the insured and with due regard to the interests of the insured. A claim may also be brought if the insurer makes claims payments without identifying the coverage under which the payment is made or attempts to influence settlements under one portion of the insurance policy by refusing to promptly resolve a claim it should settle under another portion of the policy. The insurer is not liable for bad faith liability until the Plaintiff obtains adjudication in its favor at trial or on appeal, at which point insurer liability for bad faith, costs and reasonable attorney’s fees attaches. The insured must prove that the insured committed bad faith in order to obtain recovery.

Public Rate Hearing

Each admitted property and casualty insurer is required to make a rate filing with the OIR.¹⁴ The insurer may file rates for approval with the OIR either 90 days before the proposed effective date (“file and use”) or 30 days after the rate filing is implemented (“use and file”). Under the file and use option, the OIR must finalize its review by issuing a notice of intent to approve or disapprove within 90 days after receipt of the filing; otherwise the filing is deemed approved. Under the “use and file” option, an insurance company may implement the filing prior to approval, but may be ordered by OIR to refund to the policyholder that portion of the rate found by the OIR to be excessive. The OIR may disapprove a rate filing if it determines such rates to be “excessive, inadequate, or unfairly discriminatory” as these terms are defined. The law specifies numerous factors which the OIR must consider in making this determination. The Office must hold a public hearing for any rate filing exceeding 15 percent that is based in whole or part on data from a computer model.¹⁵

¹² *Boston Old Colony Ins. Co. v. Gutierrez*, 386 So.2d 783 (Fla. 1980).

¹³ Violations giving rise to a statutory bad faith claim are s. 626.9541(1)(i), (o), or (x), F.S.; s. 626.9551, F.S.; s. 626.9705, F.S.; s. 626.9706, F.S.; s. 626.9707, F.S.; or s. 627.7283, F.S.

¹⁴ s. 627.062, F.S.

¹⁵ s. 627.0629(6), F.S.

Excess Rates

Current law allows an insurer to offer to an insured a rate above the current approved rate. The insured must consent in writing to the increased rate and the signed agreement must remain on file with the Office for three years.¹⁶ The number of policyholders who may consent to excess rates are limited to no more than 10 percent of the commercial insurance policies and no more than five percent for personal lines insurance policies written or renewed by an insurer during each calendar year.¹⁷

Procurement of Commodities or Contractual Services

Current law regulates state agency¹⁸ procurement of personal property and services.¹⁹ The Department of Management Services is responsible for overseeing state purchasing activity including professional and contractual services as well as commodities needed to support agency activities, such as office supplies, vehicles, and information technology.²⁰

Insurable Interest

Current law provides that a contract for property of insurance can only be enforced for the benefit of someone having an insurable interest in the property insured at the time of the loss.²¹ An insurable interest²² is an “actual, lawful, and substantial economic interest in the safety or preservation of the subject of the insurance free from loss, destruction, or pecuniary damage or impairment.” The insurable interest requirement is intended to reduce moral hazard, which is present when the beneficiary will obtain greater benefit from the insurance policy proceeds than from the ongoing safety of the subject of the policy.

OIR Approval of Forms

Each basic insurance policy form,²³ unless otherwise exempted,²⁴ must be approved by the OIR before the form can be used by an insurance company.²⁵ Each form must be filed at least 30 days

¹⁶ s 627.171(2), F.S.

¹⁷ Id.

¹⁸ As defined in s. 287.012(1), F.S., “agency” means any of the various state officers, departments, boards, commissions, divisions, bureaus, and councils and any other unit of organization, however designated, of the executive branch of state government. “Agency” does not include the university and college boards of trustees or the state universities and colleges.

¹⁹ Local governments are not subject to the provisions of ch. 287, F.S. Local governmental units may look to the chapter for guidance in the procurement of goods and services, but many have local policies or ordinances to address competitive solicitations.

²⁰ See ss. 287.032 and 287.042, F.S.

²¹ s. 627.405(1), F.S.

²² Historically, the English Parliament created the first insurable interest requirement in 1746, when it required an insurable interest in the life and continued operation of English ships and their crews in order to prevent life or casualty insurance from being bought as a form of gambling that has the additional effect of hoping for the death and destruction of the ship and its crew in order to win the bet. A later law was passed in 1774 that required an insurable interest for the purchase of any policy of life insurance. That law was passed primarily to stop the practice of buying life insurance on the life of elderly celebrities and persons accused of capital crimes, which was being done for gambling and entertainment purposes at the time.

²³ Statutorily required forms requiring OIR approval prior to use are basic insurance policies, annuity contracts, application forms where a written application is required and is part of the policy or contract, group certificates issued under a master contract delivered in Florida, and printed riders, endorsement forms, or forms of renewal certificates.

prior to its use in policies delivered or issued for delivery in this state. The OIR must approve or disapprove the form within 30 days or it is deemed approved.²⁶ The OIR, however, under s. 627.410(4), F.S., has the authority to exempt by order an insurance form or type of form from the approval process for as long as it deems proper²⁷ if the filing and approval process cannot be practicably applied or is not desirable or necessary for the protection of the public.²⁸

In 2012, the OIR issued three orders exempting certain insurance forms from being filed and approved prior to use. The first order, issued on April 9, 2012, exempted specified commercial insurance lines²⁹ from the prior approval requirement of s. 627.410, F.S., for one year.³⁰ Instead, such commercial insurers were permitted to make an informational form filing 30 days prior to using the forms, accompanied by a notarized certification that the submitted form filing complies with Florida law and acknowledging that if the forms are not in compliance, the company is subject to appropriate regulatory action. The OIR premised its order on the rate review exemption granted these types of commercial insurance policies, that the consumers of commercial insurance products are sophisticated parties with experience in insurance transactions, and the office's high volume of commercial form filings which had taxed its review resources and resulted in a lengthier review period for many commercial forms.

The second order, issued on June 25, 2012, exempted all property and casualty insurance forms, except workers' compensation, from the prior approval requirements for one year.³¹ Insurers were permitted to make an informational filing accompanied with a notarized certification 30 days prior to using the forms. This order was predicated on findings that insurers had recently filed a historically high number of property and casualty forms with the OIR due to law changes, and that requiring OIR to review and approve forms before they could be used in the market was not practicable where the form had been diligently and thoroughly reviewed by the insurer for quality and legal sufficiency. The third OIR order issued on December 2, 2012, provided a clarification relating to the insurer's certification of compliance, but otherwise did not change the order of June 25, 2012.

²⁴ Statutorily exempted forms are surety bonds or policies, riders, endorsements, or forms of unique character that are designed and used with relation to insurance upon a particular subject (other than health insurance)

²⁵ s. 627.410(1), F.S.

²⁶ The Office may extend the form review process 15 days.

²⁷ s. 627.410(4), F.S.

²⁸ Id.

²⁹ The commercial lines exempted by the order from the form review process were those that are exempted from prior rate review by s. 627.062(3)(d), F.S. The categories of commercial risks exempted from prior rate review are (a) Excess or umbrella, (b) surety and fidelity, (3) boiler and machinery and leakage and fire extinguishing equipment, (d) errors and omissions, (e) directors and officers, employment practices, fiduciary liability, and management liability, (f) intellectual property and patent infringement liability, (g) advertising injury and Internet liability insurance, (h) property risks rated under a highly protected risks rating plan, (i) general liability, (j) nonresidential property, except for collateral protection insurance, (k) nonresidential multiperil, (l) excess property, (m) burglary and theft, and (n) any other commercial lines that the OIR determines should not be subject to prior rate review because a competitive market for such existence exists, such insurance is similar to other types of exempt insurance, or if the exemption will improve the general operational efficiency of the office.

³⁰ Office of Insurance Regulation, *Order Exempting Specified Forms From The Requirements of Section 627.410, Florida Statutes*, (April 9, 2012).

³¹ Office of Insurance Regulation, *Order Exempting Specified Forms From The Requirements of Section 627.410, Florida Statutes*, (June 25, 2012).

Since the first order exempting certain commercial insurance forms from OIR filing and approval, the OIR has received 4,765 form filings that qualify for the exemption. Out of the qualifying filings, 939 filings opted to be exempt from the filing and approval process. Accordingly, to date, approximately 20 percent of the form filings have utilized the exemption.

Representatives from the OIR indicate that over 90 percent of all property and casualty insurance form filings contain a violation of Florida Law that must be addressed prior to the filing being approved. The lines of business that historically have the highest indices of non-compliant forms are the automobile and property lines of business (both personal and commercial), which OIR representatives opined likely stem from the high number of regulations that apply to these lines, the frequency of regulatory changes, and perhaps a high incidence of litigation.

Citizens' Inspector General

Citizens does not currently have an inspector general and is not required by law to have one. The Chief of Internal Audit has job duties and responsibilities similar to an inspector general. The Chief of Internal Audit position was created in Citizens in 2006 and Citizens' first Chief of Internal Audit started in January 2007. The position has been filled almost continuously since that time, with Citizens employing four Chiefs of Internal Audit since 2007.

Generally, the duties of the Chief of Internal Audit include: fostering and promoting accountability and integrity in Citizens; holding the Citizen's leadership, management and staff accountable for efficient, cost-effective operation; and preventing, identifying, and eliminating fraud, waste, corruption, illegal acts, and abuse. Specific duties and responsibilities for the position are contained in s. 627.351(6)(i), F.S. The Chief of Internal Audit carries out his duties primarily through audits, management reviews and investigations.

From December 2010 until October 2012, Citizens also had an Office of Corporate Integrity. The office handled employee complaints, particularly those that could indicate ethics violations and internal fraud. From December 2010 until July 2012, the employees in this office reported to Citizens' General Counsel and Chief Legal Officer. Thereafter, they reported to the Citizens' Chief of Internal Audit. The Office was disbanded by Citizens' Board in October 2012, but its functions were absorbed by other Citizens' staff, including the Office of Internal Audit, the Ethics Officer, and the Employee Relations Office.

III. Effect of Proposed Changes:

Section 1 amends s. 215.555, F.S., and renames the Florida Hurricane Catastrophe Fund Finance Corporation to the State Board of Administration Finance Corporation.

Section 2 creates s. 215.5551, F.S., which establishes the Florida Catastrophe Risk Capital Access Facility (Facility) within the State Board of Administration, effective July 1, 2013. The major purpose of the Facility is to help small domestic property insurers access the global risk capital markets and risk transfer mechanisms. The facility will perform four functions:

- Aggregate the demand for risk finance from global capital markets among smaller volume domestic property insurance companies;

- Design and execute risk-transfer tools such as insurance-linked securities and other securitization models for participating insurers, and use special purpose vehicles or protected cells, onshore or offshore, as appropriate, to increase access to risk capital;
- Identify and coordinate appropriate risk-transfer products and opportunities, with an initial focus on the portion of the reinsurance market that provides layers of coverage below, alongside, and above the CAT Fund; and
- Establish and maintain contact with global risk capital market participants, institutions, and investors for the purpose of satisfying and coordinating insurer demand for additional risk capital.

The Facility is prohibited from acting as an insurer, reinsurer, or other risk-bearing entity. In conducting its affairs, the facility may not take a position in, or provide financial support for, risk-transfer transactions, be a guarantor of premium or make any other financial guarantees to participating insurers, create contractual obligations on the part of the state or levy taxes or assessments. After an initial apportionment for startup purposes, the Facility will be funded entirely by participating insurers on a pro rata basis.

A seven-member board of directors governs the Facility, made of one representative each from the Department of Financial Services, State Board of Administration, the Office of Insurance Regulation, Florida property insurance writers, the reinsurance community, and the financial securities industry, and the seventh member is appointed by a majority of the board. The board may employ or contract staff and professionals the board deems necessary to accomplish its purpose. There shall be no liability on the part of, and no cause of action of any nature may arise against, the facility or its agents or employees, the board of directors, or the department or office or their representatives for any action taken by them in the performance of their powers and duties under this section.

Section 3 amends s. 624.155, F.S., to allow for a civil action to be brought against Citizens Property Insurance Corporation for “bad faith” violations. This section refers to Citizens Property Insurance Corporation as an agent of the state and grants the corporation sovereign immunity protection under s. 768.28, F.S., for purposes of limiting the amount of a judgment that can be awarded should the corporation have been found by a court to have acted in bad faith.

Section 4 amends s. 626.752, F.S., exempting Citizens’ clearinghouse from exchange of business restrictions when placing new and renewal business with authorized insurers in order to reduce the size of the corporation pursuant to s. 627.3511, F.S.

Section 5 amends s. 627.062, F.S., to allow insurers to include in their rate filings the cost for reinsurance that is purchased to protect against any potential shortfalls within the FHCF. Currently, companies are prevented by the Office from passing through to policyholders the cost of this layer of reinsurance. This section of the bill also requires the OIR to calculate and publish an annual property insurance inflation factor. Property insurance rates filed below the inflation factor are to be deemed non-excessive.

Section 6 amends s. 627.0628, F.S., to require that the Florida Commission on Hurricane Loss Projection Methodology (FCHLPM) review the accuracy of hurricane models used to establish wind mitigation discounts. Currently the FCHLPM is required to review all hurricane loss

projection models.³² This section expands their oversight to include mitigation models used in establishing wind mitigation discounts.

Section 7 amends s. 627.0629, F.S., regarding residential property insurance rate filings. The bill revises the mandatory public hearing that currently must be held for any rate filing that exceeds 15 percent and is based on computer modeling data. Instead, the bill states that the office may hold a public hearing for a rate filing that exceeds 15 percent in counties the office determines lack a reasonable degree of competition and is based on computer modeling data. The bill also eliminates the requirement that the Office of Insurance Regulation determine the discounts, credits, rate differentials, and deductible reductions that reflect the full actuarial value of mitigation techniques and thus may be used by insurers in rate filings.

Section 8 amends s. 627.171, F.S., to allow insurers to offer consent to excess rates to any number of policy holders in counties the Office determines have a reasonable degree of competition. In counties the Office determines do not have a reasonable degree of competition, consent to excess rates is limited to no more than 10 percent of the commercial insurance policies and no more than five percent for personal lines insurance policies written or renewed by an insurer during each calendar year.

Section 9 amends s. 627.351(6), F.S., the Citizens Property Insurance Corporation statute.

Citizens Eligibility

The bill makes ineligible for Citizens coverage:

- Personal lines residential structures with a dwelling replacement cost of \$1 million or more on January 1, 2014; \$900,000 or more on January 1, 2015; \$800,000 or more on January 1, 2016; \$700,000 or more on January 1, 2017; \$600,000 or more on January 1, 2018; \$500,000 or more on January 1, 2019.
- Single condominium units with a combined dwelling and contents replacement cost of \$1 million or more on January 1, 2014; \$900,000 or more on January 1, 2015; \$800,000 or more on January 1, 2016; \$700,000 or more on January 1, 2017; \$600,000 or more on January 1, 2018; \$500,000 or more on January 1, 2019.
- Personal lines residential insurance risks currently insured by Citizens that receive an offer for comparable coverage from an admitted insurer at a premium that is within 15 percent or less of the insured's Citizens premium, including policyholders removed through an assumption agreement.
- Structures located seaward of the Coastal Construction Control Line, for which a Notice of Commencement has been issued on or after July 1, 2013, that do not meet the coastal code-plus building code criteria developed and recommended by the Florida Building Commission.
- Policies that are offered Citizens coverage through a risk-sharing agreement and do not accept the offer of coverage.

³² s. 627.0628, F.S

Citizens Risk-Sharing Agreements

The bill authorizes Citizens to enter into risk-sharing agreements with authorized insurers, wherein the corporation agrees to retain part of the risk for a specific group of policies or specified perils within a group of policies as part of the terms for the authorized insurer removing such policies from Citizens. The terms of each risk-sharing agreement must ensure that the consideration received by Citizens is commensurate with the risk it is retaining and the risk assumed by the authorized insurer. Citizens may not share risk for bad faith. The agreement must also specify the proportion of exposure the authorized insurer reports for the FHCF and the exposure retained by Citizens, both of which may purchase FHCF coverage for the risk each bears. The risk-sharing agreement program replaces the quota-share primary insurance program currently authorized in s. 627.351(6)(c)2., F.S.

Citizens may act as a reinsurer or cedent under a risk sharing agreement or excess of loss agreement. If Citizens is the reinsurer, the insurance policy forms and endorsements of the admitted insurer must be approved by the office, cover all perils that are the subject of the agreement, and cover at least the same limits as the Citizens policies being replaced. Risk sharing agreements must be filed by the authorized insurer with the OIR for review and approval prior to the execution of the agreement, but are not subject to the requirements of a take-out or keep-out program under the Citizens statute or s. 627.3517, F.S.

Executive Director

The bill requires the executive director of the corporation to be appointed by the Governor and Chief Financial Officer. The Senate must confirm the executive director during the legislative session following the initial appointment. The Senate must reconfirm the executive director after every election or reelection of the Governor and Chief Financial Officer. The bill allows the executive director to act with the concurrence of the board on matters currently acted upon by the board.

Board Members

The bill requires the Senate to confirm the board members appointed by the Governor, Chief Financial Officer and the President of the Senate. The bill further limits board members current three-year term to no more than two terms, excluding any remainder of a term served due to vacancy. The Chief Financial Officer shall designate one appointee as board chair for the purpose of presiding over the orderly conduct of meetings, but an appointee can serve no more than one term as chair.

Citizens Surplus Note Agreements

The bill authorizes the corporation to adopt programs for the removal of policies from the corporation through a loan from the corporation to an insurer secured by a surplus note. The corporation can require such provisions as are necessary and reasonable. The surplus note is subject to the review and approval by the OIR. The corporation can establish standards for the program, including the maximum size of a loan, capital matching requirements, the relationship between the aggregate number of policies or loss exposure to the amount of the loan, retention

requirements, and limitations on the number of insurers receiving loans. The bill provides that if a loan secured by a surplus note is provided to a new mutual insurance company, the corporation can: require the board of the new mutual insurer to have a majority of independent board members; restrict the ability of the new mutual insurer to convert to a stock insurer; establish a capital match requirement of up to \$1 of private capital for each \$4 of the loan, and; limit the eligibility of a new mutual insurer for a waiver of the ceding commission.

Citizens Insurance Agents

The bill requires each Citizens agent to maintain documentation that warrants and certifies that alternative coverage was annually sought for each risk placed in Citizens by the agent in accordance with s. 627.3518, F.S. Effective January 1, 2014, an agent who places an ineligible policy in Citizens will not receive agent commissions.

Audits of Citizens

The bill requires the Auditor General to annually conduct an operational audit of Citizens that evaluates management's performance, rather than every three years. The scope of the audit is expanded to include financing arrangements made to address a 100-year probable maximum loss; personnel costs and administration; and underwriting, including processes designed to ensure compliance with policy eligibility requirements of law. A copy of the audit must be provided to the Citizens board of directors, the President of the Senate, the Speaker of the House of Representatives, each member of the Financial Services Commission, and the Office of Insurance Regulation.

The Citizens board must contract with an independent auditing form to conduct a performance audit of the corporation every two years. The performance audit must include an evaluation, within the context of insurance industry best practices, of Citizens' strategic planning processes, the functionality of Citizens' organizational structure, the compensation levels of senior management, and the overall management and operations of Citizens. A copy of the audit must be provided to the Citizens board of directors, the President of the Senate, the Speaker of the House of Representatives, each member of the Financial Services Commission, and the Office of Insurance Regulation. The initial audit must be completed by June 1, 2014.

Inspector General

The bill establishes the Office of the Inspector General within Citizens to ensure accountability, integrity, and efficiency. The inspector general is appointed by the Financial Services Commission and may be removed from office only by the commission. The inspector general is under the supervision of the commission until June 30, 2014, after which he/she reports to the chair of the board of governors.

The inspector general's duties are specified to initiate, direct, coordinate, participate in, and perform studies, reviews, evaluations, and investigations designed to assess management practices; compliance with laws, rules, and policies; and program effectiveness and efficiency. In addition, complete special projects and perform other duties as requested by the Financial Services Commission.

At least annually, the inspector general must provide a report to the President of the Senate and the Speaker of the House of Representatives the extent to which policies are returned to the voluntary market from the corporation's clearinghouse and must include an analysis regarding the effectiveness of the clearinghouse for depopulation of Citizens.

Other Citizens Provisions

The bill amends the required Acknowledgment of Potential Surcharge and Assessment Liability form that must be signed by each Citizens applicant. The revised form provides notice that each Citizens policyholder is subject to the policyholder surcharge of up to 45 percent of premium, that eligibility for Citizens coverage is predicated on first trying to obtain private market coverage, and that private market insurance rates are regulated and approved by the State.

Section 10 amends s. 627.351(6)(e) subjecting Citizens Property Insurance Corporation to s. 287.057 F.S., relating to the purchasing of commodities and contractual services. Services provided by tradepersons or technical experts to assist a licensed adjuster in the evaluation of individual claims are not subject to the procurement requirements of this section. Additionally, the procurement of financial services providers and underwriters must be made pursuant to s. 627.3513. The bill requires that any person affected by the corporation's decision or intended decision to award a contract must file a written notice of protest within 72 hours after the corporation posts its notice of decision. A formal written notice must be filed within 10 days of the date the notice to protest is filed. The formal written protest must state with particularity the facts and law upon which the protest is based. Upon receipt of a formal written protest that has been timely filed, the corporation must stop the solicitation or contract award process until the subject of the protest is resolved by final board action unless the executive director sets forth in writing particular facts and circumstances that require the continuance of the solicitation or contract award process without delay in order to avoid an immediate and serious danger to the public health, safety, or welfare. The corporation must provide an opportunity to resolve the protest by mutual agreement between the parties within seven business days after receipt of the formal written protest. If the subject of a protest is not resolved by mutual agreement within seven business days, the corporation's board must place the protest on the agenda and resolve it at its next regularly scheduled meeting. The protest must be heard by the board at a publicly noticed meeting in accordance with procedures established by the board. In a protest of an invitation-to-bid or request-for-proposals procurement, submissions made after the bid or proposal opening which amend or supplement the bid or proposal may not be considered. In protesting an invitation-to-negotiate procurement, submissions made after the corporation announces its intent to award a contract, reject all replies, or withdraw the solicitation that amends or supplements the reply may not be considered. Unless otherwise provided by law, the burden of proof rests with the party protesting the corporation's action. In a competitive-procurement protest, other than a rejection of all bids, proposals, or replies, the corporation's board must conduct a de novo proceeding to determine whether the corporation's proposed action is contrary to the corporation's governing statutes, the corporation's rules or policies, or the solicitation specifications. The standard of proof for the proceeding is whether the corporation's action was clearly erroneous, contrary to competition, arbitrary, or capricious. In any bid-protest proceeding contesting an intended corporation action to reject all bids, proposals,

or replies, the standard of review by the board is whether the corporation's intended action is illegal, arbitrary, dishonest, or fraudulent.

Section 11 requires the purchasing of commodities and contractual services by Citizens Property Insurance Corporation commenced before October 1, 2013, be governed by the law in effect on September 30, 2013.

Section 12 amends s. 627.351(6)(n), F.S., to create new rating standards for Citizens' policyholders. The bill requires that Citizens rates are to be actuarially sound and not competitive with those charged in the admitted voluntary market. Actuarially sound rates are to be established by including an appropriate catastrophe risk load factor that reflects Citizens' actual risk exposure. Except when applied to mobile homes, rates are defined as not competitive with the voluntary market if the average rates of the corporation for each rating territory are no lower than the average rates charged by the insurer that had the highest average rate in that rating territory among the 20 admitted insurers with the greatest total direct written premium in the state for that line of business in the preceding year. As applied to mobile homes, rates are defined as not competitive with the voluntary market if the average rates of the corporation for each rating territory are no lower than the average rates charged by the insurer that had the highest average rate in that rating territory among the five admitted insurers with the greatest total direct written premium in the state for that line of business in the preceding year.

Actuarially sound rates are to be applied to new and renewal policies covered by the corporation in territories where the OIR determines there is not a reasonable degree of competition.

Rates that are not competitive with the voluntary market must be charged by Citizens to:

- New policyholders;
- Renewal non-wind policyholders that have a dwelling replacement cost of \$300,000 or greater;
- Renewal wind-only policyholders that have a dwelling replacement cost greater than \$1 million on July 1, 2013; \$800,000 on January 1, 2014; \$600,000 on January 1, 2015.
- Non-homestead personal residential properties that are not occupied by renters as a permanent resident.

The bill provides that Citizens shall also implement a rate increase of up to three percent, to be used to purchase catastrophe reinsurance or other risk transfer mechanisms. The increase must reflect the actual cost of the catastrophe reinsurance or other risk transfer mechanisms. In any year for which this three percent increase is imposed, Citizens must allow a corresponding three percent decrease, one percent per account, from the Citizens policyholder surcharge, if any is imposed.

The bill provides that Citizens is to certify to OIR that its rates are in compliance with statutory requirements, but if any adjustment is necessary to ensure compliance, the corporation must implement the adjustment and file its revised rates with the OIR. If the OIR then determines that the rates are out of compliance, the OIR will require Citizens to amend its rates in its next rate filing.

The bill provides that Citizens must provide recommendations to the Legislature on how to provide relief for policyholders who demonstrate a financial need to pay the full cost of their premiums.

Section 13 creates s. 627.3518, F.S., to recognize that the corporation currently has authority to establish a clearinghouse to determine the eligibility of new and renewal risks who are seeking coverage. The bill requires the corporation to implement such a clearinghouse by July 1, 2013. The bill requires that all new and renewal applications, excluding commercial residential, must be submitted to the clearinghouse before the corporation can bind or renew coverage. The clearinghouse:

- Must develop an application process to facilitate private insurers in determining whether or not to make an offer of coverage through the clearinghouse.
- Must enter into contracts with Florida property insurance companies to participate in the clearinghouse and must accept appointments from voluntary market insurers.
- Must require all new and renewal applicants to be submitted to the clearinghouse to see if there are any offers of coverage from an authorized insurer.
- Must require all new applications for coverage to be subject to a 48-hour period that allows a private insurer participating in the clearinghouse to select applicants for coverage.
- Allows an applicant to accept an offer from a surplus lines insurer if the applicant does not receive an offer of coverage from admitted insurers.
- May charge a reasonable fee as a percentage of an agent's commission to offset the costs of the clearinghouse. Insurers participating in the clearinghouse are not required to pay a fee or use the clearinghouse.

All licensed insurers are authorized to participate in the clearinghouse. Insurers making offers of coverage through the clearinghouse are allowed, but not required, to appoint the agent whose customer is bound and underwritten through the clearinghouse for as long as that policy remains with the insurer. If the insurer does not appoint the agent, it must enter into a limited agency agreement with the agent who is not appointed. If an insurer makes an offer for an applicant whose agent is an exclusive agent, that agent can give the applicant an opportunity to accept coverage from an insurer with whom the agent has a limited servicing agreement. All agents must maintain the exclusive use of expirations, records, or other written or electronic information directly related to such applications or renewals written through the corporation or through an insurer participating in the clearinghouse.

The corporation is authorized to recognize private entities that independent agents may elect to use as an alternative to the clearinghouse. The alternative option cannot be used as a replacement for the clearinghouse. Neither the clearinghouse nor an alternative private entity can prohibit insurers from electing to participate in more than one program, but an insurer participating in the private entity alternative must also participate in the clearinghouse.

Section 14 creates an unnumbered section of law directing Citizens to implement a temporary keepout program beginning July 1, 2013, and ending on the date the clearinghouse is operational. Applications for personal residential multiperil policies are required to be held for 72 hours to allow insurers authorized under the program to submit offers of coverage. This section expires on March 1, 2014, or when the clearinghouse becomes operational.

Section 15 amends s. 627.405, F.S., by specifying that a property insurance policyholder may assign the benefits from contract, subject to the conditions in the policy.

Section 16 amends s. 627.410, F.S., making technical changes.

Section 17 creates s. 627.4102, F.S., which allows an alternative mechanism to the current form filing and approval process required by s. 627.410, F.S. The bill specifies that except for workers' compensation forms, all property and casualty forms are exempt from the requirements of s. 627.410, F.S., if they meet the requirements of s. 627.4102, F.S., which are:

- The form must be electronically submitted to the OIR in an informational filing 30 days before delivery of the form within the state.
- The informational filing must include a certification of compliance signed by the insurer's president, chief executive officer, general counsel, or an employee of the insurer responsible for the filing on behalf of the insurer. The bill specifies the language that must be included in the certification.
- If the form is not in compliance with state laws and rules, the form filing is subject to the prior approval requirements of s. 627.410, F.S.
- For a renewal policy that contains a change, a Notice of Change in Policy Terms form must be included as a part of the informational filing.

July 1, 2013, is the effective date of the bill, except as otherwise expressly provided.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

The Citizens' clearinghouse would need to have a public records exemption to protect certain policyholder information from public disclosure.

The Citizens' inspector general would need to have a public records exemption to protect information relating to investigations from public disclosure.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

The bill authorizes Citizens' clearinghouse to charge a reasonable fee as a percentage of an agent's commission on policies placed by the clearinghouse to offset the costs of the clearinghouse.

B. Private Sector Impact:

Subjecting Citizens Property Insurance Corporation to bad faith may allow claimants to obtain judgments in excess of contract limits in certain instances. To the extent that this impacts overall claims, it may be added to post-catastrophe assessments in the years for which an assessment is levied.

The bill allows insurance companies to use the property insurance inflation factor published annually by OIR, in lieu of a full rate examination. The use of the published inflation factor could have the effect of inducing some insurance companies to seek an increase that is within the factor in order to avoid a full rate examination.

The bill allows insurance companies to include in their rate filings the cost of private reinsurance purchased to cover potential shortfalls in the amount of reimbursement obtained from the FHCF. To the extent that primary insurers avail themselves of this provision, it could increase the direct written rates, but it could also increase the assurance that the direct writer will be able to meet its obligations to policyholders.

The bill limits eligibility for obtaining coverage from Citizens to those properties with a replacement cost of \$1 million or more on January 1, 2014; \$900,000 or more on January 1, 2015; \$800,000 or more on January 1, 2016; \$700,000 or more on January 1, 2017; \$600,000 or more on January 1, 2018; \$500,000 or more on January 1, 2019. This provision will require those affected properties to find coverage in the private market, but it will reduce the exposure of other Florida property and casualty insurance policyholders who are subject to assessments to cover Citizens' excess losses.

Currently, an applicant seeking new coverage from Citizens is not eligible for coverage if the applicant has received an offer from a private admitted carrier that is within 15 percent of the rate offered by Citizens for comparable coverage. The bill applies this same eligibility standard to policyholders seeking to renew with Citizens, and requires every new and renewal applicant, excluding commercial residential, to go through a clearinghouse that is created to assure that Citizens does not cover anyone who can obtain reasonable coverage in the private market. These provisions could require some current Citizens' policyholders to purchase coverage in the private market, but it could reduce the exposure of other Florida property and casualty insurance policyholders who are subject to assessments to cover Citizens' excess losses.

The bill requires that all new policies, non-homestead non-renter occupied properties, non-wind policy homes with a replacement cost of over \$300,000 and wind-only policy

homes with a replacement cost over \$1 million on July 1, 2013, \$800,000 on January 1, 2014 and \$600,000 on January 1, 2015, be charged a rate that is noncompetitive with the private market (highest of the top 20 insurers writing in a given territory) or an actuarially sound rate. This provision will increase the ability of the private insurance market to compete for customers who currently are likely to obtain coverage with Citizens. The changes are also likely to reduce the policy count of Citizens, thus reducing the likelihood of assessment. The change will raise the rates for Citizens current policyholders affected by this provision, and will require all new policyholders to pay higher Citizens premiums than under current law.

Application of the Citizens glide-path by territory will result in some Citizens policyholders incurring rate increases in excess of 10 percent. Accordingly, such policyholders will be brought closer to paying an actuarially sound rate.

C. Government Sector Impact:

The costs associated with the operations of the Florida Catastrophe Risk Capital Access Facility will be funded from participating insurers on a pro rata basis.

The bill requires the OIR to calculate and publish an annual property insurance inflation factor and can be accomplished within existing resources. The use of the published inflation factor will reduce the resources necessary to perform an in-depth rate analysis on the companies that use the factor in lieu of a full rate filing. The amount of this reduction is dependent on the number of companies that forgo the full examination and is indeterminate.

The bill removes from the OIR the responsibility to determine the amount of rate discount that is applicable for wind mitigation techniques. This will decrease the expenditures of the OIR over time.

Current law requires the Auditor General to perform an audit of Citizens Property Insurance Corporation once every three years. The bill requires an annual audit by the Auditor General and can be absorbed with existing resources. Additionally, there is a cost to Citizens associated with the requirement that they contract with a private auditing firm every two years. This is estimated to cost \$400,000 and will be added to their overall operating expense.

The Citizens three percent increase to purchase additional reinsurance and associated three percent decrease in the Citizens policyholder surcharge will increase the funds available for Citizens to pay claims in the event of a hurricane. This will reduce the likelihood of assessments on policyholders to fund a deficit in a Citizens account.

Allowing property and casualty insurers to certify forms as complying with Florida law in lieu of obtaining prior approval from the OIR, will result in a decrease in workload for the OIR and will reduce its funding needs in the future.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:**A. Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)**Recommended CS by Appropriations Subcommittee on General Government on March 19, 2013:**

- Requires the Financial Services Commission to appoint an Inspector General at Citizens.
- Requires Citizens' Office of Internal Auditor and the new Inspector General to coordinate their activities to avoid duplication of efforts.
- Directs the Inspector General to independently monitor and investigate the operations and conduct of Citizens and its employees.
- Requires the Inspector General to report to the Financial Services Commission during the first year and then be placed under the general supervision of Citizens Board Chairman.
- Requires the Financial Services Commission be notified within 5 days of a Citizens emergency assessment being levied.
- Clarifies language in the clearinghouse relating to the relationships between policyholders, their agents and participating insurers.
- Clarifies language pertaining to s. 626.752, F.S., for the exchange of business and the clearinghouse.
- Establishes a temporary keepout program for personal residential multiperil Citizens applications until the official clearinghouse goes into effect on or before March 1, 2014.
- Requires applications to the temporary keepout program are to be held for 72 hours to allow other insurers the opportunity to submit offers. Any offers within 15 percent of the Citizen's current rate are not eligible.

B. Amendments:

None.



106482

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/02/2013	.	
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The Committee on Appropriations (Richter) recommended the following:

Senate Amendment (with title amendment)

Delete lines 688 - 692

and insert:

Section 6. Paragraph (b) of subsection (2) and paragraphs (a) and (b) of subsection (3) of section 627.0628, Florida Statutes, are amended to read:

627.0628 Florida Commission on Hurricane Loss Projection Methodology; public records exemption; public meetings exemption.—

(2) COMMISSION CREATED.—

(b) The commission shall consist of the following 12 ~~11~~



106482

13 members:

14 1. The insurance consumer advocate.

15 2. The senior employee of the State Board of Administration
16 responsible for operations of the Florida Hurricane Catastrophe
17 Fund.

18 3. The Executive Director of the Citizens Property
19 Insurance Corporation.

20 4. The Director of the Division of Emergency Management.

21 5. The actuary member of the Florida Hurricane Catastrophe
22 Fund Advisory Council.

23 6. An employee of the office who is an actuary responsible
24 for property insurance rate filings and who is appointed by the
25 director of the office.

26 7. Five members appointed by the Chief Financial Officer,
27 as follows:

28 a. An actuary who is employed full time by a property and
29 casualty insurer that was responsible for at least 1 percent of
30 the aggregate statewide direct written premium for homeowner's
31 insurance in the calendar year preceding the member's
32 appointment to the commission.

33 b. An expert in insurance finance who is a full-time member
34 of the faculty of the State University System and who has a
35 background in actuarial science.

36 c. An expert in statistics who is a full-time member of the
37 faculty of the State University System and who has a background
38 in insurance.

39 d. An expert in computer system design who is a full-time
40 member of the faculty of the State University System.

41 e. An expert in meteorology who is a full-time member of



106482

42 the faculty of the State University System and who specializes
43 in hurricanes.

44 8. A licensed professional structural engineer who has
45 expertise in wind mitigation techniques, who is appointed by the
46 Governor.

47
48 ===== T I T L E A M E N D M E N T =====

49 And the title is amended as follows:

50 Delete lines 32 - 33

51 and insert:

52 adding a member to the Florida Commission on Hurricane
53 Loss Projection Methodology; requiring the commission
54 to consider methods for



840962

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/03/2013	.	
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The Committee on Appropriations (Richter) recommended the following:

Senate Amendment

Between lines 920 and 921
insert:

The requirements of sub-subparagraphs b.-f. do not apply in counties where the office determines there is not a reasonable degree of competition. In such counties the eligibility requirements of sub-subparagraph a. apply.



680240

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/03/2013	.	
	.	
	.	
	.	

The Committee on Appropriations (Richter) recommended the following:

Senate Amendment

Delete lines 930 - 936
and insert:

5. A new structure for which a notice of commencement has been issued on or after July 1, 2013, pursuant to s. 713.135, which is located seaward of the coastal construction control line created pursuant to s. 161.053, is ineligible for coverage through the corporation unless the structure meets the coastal code-plus building code criteria developed and recommended by the Florida Building Commission. Filing a notice of commencement for an addition to an existing structure that was built before



680240

13 July 1, 2013, requires that the addition be built according to
14 the code-plus building criteria but does not require that the
15 existing structure meet the code-plus criteria in order to be
16 eligible for coverage through the corporation. ~~Effective January~~
17 ~~1, 2009, a~~



566122

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/03/2013	.	
	.	
	.	
	.	

The Committee on Appropriations (Joyner) recommended the following:

Senate Amendment (with title amendment)

Delete lines 2765 - 2766
and insert:
form and has been approved by the office. This provision does
not apply to surety bonds or to

Delete lines 2779 - 2826.

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete lines 105 - 112



566122

13 and insert:
14 made by the act;



468298

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/03/2013	.	
	.	
	.	
	.	

The Committee on Appropriations (Joyner) recommended the following:

Senate Amendment (with directory and title amendments)

Between lines 2778 and 2779
insert:

(9) All property and casualty insurance policies, except for policies issued for workers' compensation, must include a per-policy fee in the amount of 25 cents which shall be paid to the office for the specific purpose of hiring sufficient qualified staff to conduct the review required under this section. This fee is not part of the premium.

=====
D I R E C T O R Y C L A U S E A M E N D M E N T
=====



468298

13 And the directory clause is amended as follows:

14 Delete lines 2754 - 2755

15 and insert:

16 Section 16. Subsection (1) of section 627.410, Florida
17 Statutes, is amended, and subsection (9) is added to that
18 section, to read:

19

20 ===== T I T L E A M E N D M E N T =====

21 And the title is amended as follows:

22 Delete line 105

23 and insert:

24 made by the act; requiring the imposition of a per-
25 policy fee to pay for conducting form reviews;
26 creating s. 627.4102, F.S.; providing



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Proposed Committee Substitute by the Committee on Appropriations
(Appropriations Subcommittee on General Government)

A bill to be entitled

An act relating to property insurance; amending s. 215.555, F.S.; changing the name of the Florida Hurricane Catastrophe Fund Finance Corporation to the State Board of Administration Finance Corporation; creating s. 215.5551, F.S.; creating the Florida Catastrophe Risk Capital Access Facility to increase the access of small domestic insurers to risk-capital markets; providing intent; establishing the facility in the State Board of Administration; providing the purposes of the facility; requiring the facility to be funded entirely by participating insurers after initial apportionment; providing limitations; providing for a board of directors; providing immunity from liability; providing for an annual report; amending s. 624.155, F.S.; providing that Citizens Property Insurance Corporation is an insurer subject to civil actions as an agent of the state covered by sovereign immunity; amending s. 626.752, F.S., relating to the exchange of business between an agent and insurer; providing an exemption from the requirements of that section to the corporation or certain private entities under certain circumstances; amending s. 627.062, F.S.; requiring the Office of Insurance Regulation to calculate and publish insurance inflation factors for use in residential property insurance filings; prohibiting the office



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from disapproving a rate as excessive due to the insurer's purchase of reinsurance for certain purposes; deleting obsolete provisions; conforming cross-references; amending s. 627.0628, F.S.; requiring the Florida Commission on Hurricane Loss Projection Methodology to consider methods for improving the accuracy of wind mitigation discounts; amending s. 627.0629, F.S.; requiring insurers to provide notice of mitigation discounts in a residential property insurance rate filing; revising the criteria for when the office may hold a public hearing regarding a rate filing; amending s. 627.171, F.S.; allowing a consent to an excess rate to apply to subsequent policy renewals; limiting the allowable amount of excess rates to counties where there is no competition; amending s. 627.351, F.S.; revising legislative intent with respect to the corporation; reducing the value of residential structures that can be covered by the corporation; revising the corporation's eligibility criteria for structures located seaward of the coastal construction control line; requiring the corporation's board of governors to concur with certain decisions by the executive director; providing for risk-sharing agreements between the corporation and other insurers and specifying the requirements and limitations of such agreements; revising provisions relating to the appointment of the board of governors and the executive director; deleting provisions allowing a



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57 policyholder removed from the corporation to remain
58 eligible for coverage regardless of an offer of
59 coverage from an authorized insurer; revising
60 corporation criteria for appointing agents; requiring
61 disclosure of potential corporation surcharges and
62 policyholder obligations to try and obtain private
63 market coverage; revising provisions relating to the
64 Auditor General's review of the corporation; requiring
65 the board to contract with an independent auditing
66 firm to conduct performance audits; authorizing the
67 corporation to adopt programs that encourage insurers
68 to remove policies from the corporation through a loan
69 secured by a surplus note; requiring the corporation
70 to have an inspector general; providing for
71 appointment; providing duties; requiring an annual
72 report to the Legislature; revising provisions
73 relating to purchases by the corporation; providing
74 that the corporation is subject to state agency
75 purchasing requirements; requiring the corporation to
76 provide notice of purchasing decisions; providing
77 procedures for protesting such decisions; providing
78 applicability; revising the corporation's rate
79 standards; requiring that corporation rates be
80 competitive with approved rates charged in the
81 admitted market, actuarially sound, and include a
82 catastrophe risk load factor; providing exceptions;
83 limiting rate increases for specified personal and
84 commercial lines residential policies and allowing an
85 additional rate increase; requiring the corporation to



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86 annually certify its rates; requiring the board of
87 directors to provide recommendations to the
88 Legislature on ways of providing rate relief to those
89 who demonstrate a financial need; deleting obsolete
90 provisions; creating s. 627.3518, F.S.; establishing a
91 clearinghouse within the corporation for identifying
92 and diverting insurance coverage to private insurers;
93 providing definitions; providing requirements and
94 duties of the corporation, insurers, and agents;
95 providing for an alternative to submitting risks to
96 the corporation; establishing a temporary keepout
97 program that allows authorized insurers to provide
98 coverage to applicants for coverage through the
99 corporation through the market assistance program
100 until the clearinghouse is operational; providing
101 program components; providing for expiration; amending
102 s. 627.405, F.S.; authorizing policyholders to assign
103 benefits subject to conditions in the policy; amending
104 s. 627.410, F.S.; conforming provisions to changes
105 made by the act; creating s. 627.4102, F.S.; providing
106 for an informational filing of certain forms that are
107 exempt from the Office of Insurance Regulation's
108 approval process; requiring an informational filing to
109 include a notarized certification from the insurer and
110 providing a statement that must be included in the
111 certification; requiring a Notice of Change in Policy
112 Terms form to be filed with a changed renewal policy;
113 providing effective dates.
114



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

116

117 Section 1. Paragraph (n) of subsection (2) and paragraph
118 (d) of subsection (6) of section 215.555, Florida Statutes, are
119 amended to read:

120 215.555 Florida Hurricane Catastrophe Fund.—

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

122 (n) "Corporation" means the State Board of Administration
123 ~~Florida Hurricane Catastrophe Fund~~ Finance Corporation created
124 in paragraph (6) (d).

125 (6) REVENUE BONDS.—

126 (d) State Board of Administration ~~Florida Hurricane~~
127 ~~Catastrophe Fund~~ Finance Corporation.—

128 1. In addition to the findings and declarations in
129 subsection (1), the Legislature also finds and declares that:

130 a. The public benefits corporation created under this
131 paragraph will provide a mechanism ~~necessary~~ for the cost-
132 effective and efficient issuance of bonds. This mechanism will
133 eliminate unnecessary costs in the bond issuance process,
134 thereby increasing the amounts available ~~for to pay~~
135 reimbursement for losses to property sustained as a result of
136 hurricane damage.

137 b. The purpose of such bonds is to fund reimbursements
138 through the Florida Hurricane Catastrophe Fund ~~to pay~~ for the
139 costs of construction, reconstruction, repair, restoration, and
140 other costs associated with damage to properties of
141 policyholders of covered policies due to the occurrence of a
142 hurricane.

143 c. The efficacy of the financing mechanism will be enhanced



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144 by the corporation's ownership of the assessments, by the
145 insulation of the assessments from possible bankruptcy
146 proceedings, and by covenants of the state with the
147 corporation's bondholders.

148 ~~2.a. The State Board of Administration Finance Corporation~~
149 ~~There is created, which is a public benefits corporation and,~~
150 ~~which is an instrumentality of the state, to be known as the~~
151 ~~Florida Hurricane Catastrophe Fund Finance Corporation. The~~
152 ~~State Board of Administration Finance Corporation is for all~~
153 ~~purposes the successor to the Florida Hurricane Catastrophe Fund~~
154 ~~Finance Corporation.~~

155 ~~a.b.~~ The corporation shall operate under a five-member
156 board of directors consisting of the Governor or a designee, the
157 Chief Financial Officer or a designee, the Attorney General or a
158 designee, the director of the Division of Bond Finance of the
159 State Board of Administration, and the Chief Operating Officer
160 ~~senior employee of the State Board of Administration responsible~~
161 ~~for operations~~ of the Florida Hurricane Catastrophe Fund.

162 ~~b.e.~~ The corporation has all of the powers of corporations
163 under chapter 607 and under chapter 617, subject only to ~~the~~
164 ~~provisions of~~ this subsection.

165 ~~c.d.~~ The corporation may issue bonds and engage in such
166 other financial transactions as are necessary to provide
167 sufficient funds to achieve the purposes of this section.

168 ~~d.e.~~ The corporation may invest in any of the investments
169 authorized under s. 215.47.

170 ~~e.f.~~ There ~~is shall be~~ no liability on the part of, and no
171 cause of action shall arise against, any board members or
172 employees of the corporation for any actions taken by them in



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173 the performance of their duties under this paragraph.

174 3.a. In actions under chapter 75 to validate any bonds
175 issued by the corporation, the notice required by s. 75.06 must
176 ~~shall~~ be published in two newspapers of general circulation in
177 the state, and the complaint and order of the court shall be
178 served only on the State Attorney of the Second Judicial
179 Circuit.

180 b. The state hereby covenants with holders of bonds of the
181 corporation that the state will not repeal or abrogate the power
182 of the board to direct the Office of Insurance Regulation to
183 levy the assessments and to collect the proceeds of the revenues
184 pledged to the payment of such bonds as long as ~~any~~ such bonds
185 remain outstanding unless adequate provision has been made for
186 the payment of such bonds pursuant to the documents authorizing
187 the issuance of the ~~such~~ bonds.

188 ~~c.4.~~ The bonds of the corporation are not a debt of the
189 state or of any political subdivision, and neither the state nor
190 any political subdivision is liable on such bonds. The
191 corporation may not ~~does not have the power to~~ pledge the
192 credit, the revenues, or the taxing power of the state or of any
193 political subdivision. The credit, revenues, or taxing power of
194 the state or of any political subdivision may shall not be
195 deemed to be pledged to the payment of any bonds of the
196 corporation.

197 ~~d.5-a.~~ The property, revenues, and other assets of the
198 corporation; the transactions and operations of the corporation
199 and the income from such transactions and operations; and all
200 bonds issued under this paragraph and interest on such bonds are
201 exempt from taxation by the state and any political subdivision,



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202 including the intangibles tax under chapter 199 and the income
203 tax under chapter 220. This exemption does not apply to any tax
204 imposed by chapter 220 on interest, income, or profits on debt
205 obligations owned by corporations other than the State Board of
206 Administration ~~Florida Hurricane Catastrophe Fund~~ Finance
207 Corporation.

208 ~~e.b.~~ All bonds of the corporation are shall be and
209 ~~constitute~~ legal investments without limitation for all public
210 bodies of this state; for all banks, trust companies, savings
211 banks, savings associations, savings and loan associations, and
212 investment companies; for all administrators, executors,
213 trustees, and other fiduciaries; for all insurance companies and
214 associations and other persons carrying on an insurance
215 business; and for all other persons who are now or may hereafter
216 be authorized to invest in bonds or other obligations of the
217 state and are shall be and constitute eligible securities to be
218 deposited as collateral for the security of any state, county,
219 municipal, or other public funds. This sub-subparagraph shall be
220 considered ~~as~~ additional and supplemental authority and may
221 ~~shall~~ not be limited without specific reference to this sub-
222 subparagraph.

223 ~~4.6.~~ The corporation and its corporate existence shall
224 continue until terminated by law; however, no such law shall
225 take effect as long as the corporation has bonds outstanding
226 unless adequate provision has been made for the payment of such
227 bonds pursuant to the documents authorizing the issuance of such
228 bonds. Upon termination of the existence of the corporation, all
229 of its rights and properties in excess of its obligations shall
230 pass to and be vested in the state.



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231 Section 2. Section 215.5551, Florida Statutes, is created
232 to read:

233 215.5551 Florida Catastrophe Risk Capital Access Facility.

234 (1) The Legislature finds that the global market for
235 catastrophe risk has expanded dramatically, resulting in the
236 availability of billions of dollars in additional risk capital
237 for insurers and new and innovative alternative risk-transfer
238 mechanisms. The Legislature also finds that having access to
239 additional risk capital and risk-transfer mechanisms provides
240 insurers providing coverage in this state with an opportunity to
241 expand their capacity to write additional business and diversify
242 their catastrophe risk. The Legislature further finds that
243 despite an expansion in the amount of available global risk
244 capital, small insurers, particularly smaller domestic insurers,
245 writing property insurance in this state face substantial
246 challenges accessing these global markets when the relatively
247 small amount of risk finance required by any one company is not
248 economically viable. Therefore, it is the intent of the
249 Legislature to create a mechanism to facilitate the access of
250 small domestic insurers to global risk capital markets and risk-
251 transfer mechanisms.

252 (2) Effective July 1, 2013, the Florida Catastrophe Risk
253 Capital Access Facility is created within the State Board of
254 Administration. The facility is not defined nor may it function
255 as an insurer, reinsurer, or other risk-bearing entity under
256 state law.

257 (3) The facility shall:

258 (a) Aggregate the demand for risk finance from global
259 capital markets among smaller volume domestic property insurance



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260 companies writing business in this state.

261 (b) Design and execute risk-transfer tools such as
262 insurance-linked securities and other securitization models for
263 participating insurers, and use special purpose vehicles or
264 protected cells, onshore or offshore, as appropriate, to
265 increase access to risk capital.

266 (c) Identify and coordinate appropriate risk-transfer
267 products and opportunities, initially targeting layers of
268 coverage below, alongside, and above the portion of the
269 reinsurance market covered by the Florida Hurricane Catastrophe
270 Fund.

271 (d) Establish and maintain regular and ongoing contact with
272 global risk capital market participants, institutions, and
273 investors, in order to identify opportunities that satisfy and
274 coordinate insurer demand for additional risk capital.

275 (4) After an initial apportionment for startup purposes,
276 the facility shall be funded entirely by participating insurers
277 on a pro rata basis.

278 (5) In conducting its affairs, the facility may not:

279 (a) Take a position in, or provide financial support for,
280 risk-transfer transactions;

281 (b) Be a guarantor of premium or make any other financial
282 guarantees to participating insurers;

283 (c) Create contractual obligations on the part of the
284 state; or

285 (d) Levy taxes or assessments.

286 (6) The facility shall be governed by a board of directors
287 composed of seven members, one from the Department of Financial
288 Services; one from the State Board of Administration; one from



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289 the Office of Insurance Regulation; three industry members
290 representing Florida property insurance writers, the reinsurance
291 community, and the financial securities industry; and one member
292 appointed by a majority of the board. The board may employ or
293 contract with such staff and professionals as the board deems
294 necessary to accomplish its purpose.

295 (7) There shall be no liability on the part of, and no
296 cause of action of any nature may arise against, the facility or
297 its agents or employees, the board of directors, or the
298 department or office or their representatives for any action
299 taken by them in the performance of their powers and duties
300 under this section.

301 (8) The facility shall submit a report to the Financial
302 Services Commission by January 1 of each year describing
303 facility activities and transactions undertaken by participating
304 insurers.

305 Section 3. Subsection (1) of section 624.155, Florida
306 Statutes, is amended and subsection (10) is added to that
307 section, to read:

308 624.155 Civil remedy.—

309 (1) Any person may bring a civil action against an insurer,
310 including Citizens Property Insurance Corporation, if ~~when~~ such
311 person is damaged:

312 (a) By a violation of any of the following provisions by
313 the insurer:

- 314 1. Section 626.9541(1)(i), (o), or (x);
315 2. Section 626.9551;
316 3. Section 626.9705;
317 4. Section 626.9706;



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- 318 5. Section 626.9707; or
319 6. Section 627.7283.

320 (b) By the commission of any of the following acts by the
321 insurer:

322 1. Not attempting in good faith to settle claims if ~~when~~,
323 under all the circumstances, it could and should have done so,
324 had it acted fairly and honestly toward its insured and with due
325 regard for her or his interests;

326 2. Making claims payments to insureds or beneficiaries not
327 accompanied by a statement setting forth the coverage under
328 which payments are being made; or

329 3. Except as to liability coverages, failing to promptly
330 settle claims, when the obligation to settle a claim has become
331 reasonably clear, under one portion of the insurance policy
332 coverage in order to influence settlements under other portions
333 of the insurance policy coverage.

334
335 Notwithstanding the provisions of this subsection ~~the above to~~
336 ~~the contrary~~, a person pursuing a remedy under this section need
337 not prove that such act was committed or performed with such
338 frequency as to indicate a general business practice.

339 (10) For the purposes of this section, Citizens Property
340 Insurance Corporation is an agent of the state covered under s.
341 768.28.

342 Section 4. Subsection (4) of section 626.752, Florida
343 Statutes, is amended to read:

344 626.752 Exchange of business.—

345 (4) The foregoing limitations and restrictions do ~~shall~~ not
346 be construed and shall not apply to the placing of surplus lines



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347 business under the provisions of part VIII, or to the activities
348 of Citizens Property Insurance Corporation or private entities
349 referenced under 627.3518(7) when placing new and renewal
350 business with authorized insurers in accordance with s.627.3518.

351 Section 5. Subsection (2) and paragraph (d) of subsection
352 (3) of section 627.062, Florida Statutes, are amended to read:
353 627.062 Rate standards.—

354 (2) As to all such classes of insurance:

355 (a) Insurers or rating organizations shall establish and
356 use rates, rating schedules, or rating manuals that allow the
357 insurer a reasonable rate of return on the classes of insurance
358 written in this state. A copy of rates, rating schedules, rating
359 manuals, premium credits or discount schedules, and surcharge
360 schedules, and changes thereto, must be filed with the office in
361 accordance with ~~under~~ one of the following procedures:

362 1. If the filing is made at least 90 days before the
363 proposed effective date and is not implemented during the
364 office's review of the filing and any proceeding and judicial
365 review, such filing is considered a "file and use" filing. In
366 such case, the office shall finalize its review by issuance of a
367 notice of intent to approve or a notice of intent to disapprove
368 within 90 days after receipt of the filing. The notice of intent
369 to approve and the notice of intent to disapprove constitute
370 agency action for purposes of the Administrative Procedure Act.
371 Requests for supporting information, requests for mathematical
372 or mechanical corrections, or notification to the insurer by the
373 office of its preliminary findings does not toll the 90-day
374 period during ~~any~~ such proceedings and subsequent judicial
375 review. The rate shall be deemed approved if the office does not



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376 issue a notice of intent to approve or a notice of intent to
377 disapprove within 90 days after receipt of the filing.

378 2. If the filing is not made in accordance with
379 subparagraph 1., such filing must be made as soon as
380 practicable, but within 30 days after the effective date, and is
381 considered a "use and file" filing. An insurer making a "use and
382 file" filing is potentially subject to an order by the office to
383 return ~~to policyholders~~ those portions of rates found to be
384 excessive ~~to policyholders~~, as provided in paragraph (i) ~~(h)~~.

385 3. ~~For all property insurance filings made or submitted~~
386 ~~after January 25, 2007, but before May 1, 2012, an insurer~~
387 ~~seeking a rate that is greater than the rate most recently~~
388 ~~approved by the office shall make a "file and use" filing. For~~
389 ~~purposes of this subparagraph, motor vehicle collision and~~
390 ~~comprehensive coverages are not considered property coverages.~~

391 (b) Upon receiving a rate filing, the office shall review
392 the filing to determine if a rate is excessive, inadequate, or
393 unfairly discriminatory. In making that determination, the
394 office shall, in accordance with generally accepted and
395 reasonable actuarial techniques, consider the following factors:

396 1. Past and prospective loss experience within and without
397 this state.

398 2. Past and prospective expenses.

399 3. The degree of competition among insurers for the risk
400 insured.

401 4. Investment income reasonably expected by the insurer,
402 consistent with the insurer's investment practices, from
403 investable premiums anticipated ~~from~~ ~~in~~ the filing, plus any
404 other expected income from currently invested assets



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405 representing the amount expected on unearned premium reserves
406 and loss reserves. The commission may adopt rules that use using
407 reasonable techniques of actuarial science and economics to
408 specify the manner in which insurers calculate investment income
409 attributable to classes of insurance written in this state and
410 ~~the manner~~ in which investment income is used to calculate
411 insurance rates. Such rules manner must allow contemplate
412 ~~allowances~~ for an underwriting profit factor and full
413 consideration of investment income which produce a reasonable
414 rate of return; however, investment income from invested surplus
415 may not be considered.

416 5. The reasonableness of the judgment reflected in the
417 filing.

418 6. Dividends, savings, or unabsorbed premium deposits
419 allowed or returned to state Florida policyholders, members, or
420 subscribers.

421 7. The adequacy of loss reserves.

422 8. The cost of reinsurance. The office may not disapprove a
423 rate as excessive ~~solely~~ due solely to the insurer having
424 obtained catastrophic reinsurance to cover the insurer's
425 estimated 250-year probable maximum loss or any lower level of
426 loss, or due solely to an admitted carrier purchasing private
427 reinsurance that would insure against potential deficits within
428 the Florida Hurricane Catastrophe Fund which the most recent
429 estimate made pursuant to s. 215.555(4)(c)2. predicts would be
430 funded through revenue bonds issued under s. 215.555(6).

431 9. Trend factors, including trends in actual losses per
432 insured unit for the insurer making the filing.

433 10. Conflagration and catastrophe hazards, if applicable.



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434 11. Projected hurricane losses, if applicable, which must
435 be estimated using a model or method found to be acceptable or
436 reliable by the Florida Commission on Hurricane Loss Projection
437 Methodology, and as further provided in s. 627.0628.

438 12. A reasonable margin for underwriting profit and
439 contingencies.

440 13. The cost of medical services, if applicable.

441 14. Other relevant factors that affect the frequency or
442 severity of claims or expenses.

443 (c) The office shall calculate and publish insurance
444 inflation factors based on noncatastrophe direct loss costs for
445 use in residential property insurance filings. The office shall
446 update the published factors at least annually and make them
447 available on its website. The calculation of insurance inflation
448 factors are not subject to rulemaking under chapter 120.

449 1. An insurer making a residential property insurance rate
450 filing that proposes a change in noncatastrophe base rates by a
451 uniform factor equal to or less than the applicable published
452 insurance inflation factor, may make a rate filing under s.
453 627.0645 which consists of a rate certification in lieu of a
454 full rate filing under paragraph (a). The office shall verify
455 insurer use of the appropriate published inflation factor and,
456 if the inflation factor is used appropriately, the filed rates
457 shall be deemed not excessive.

458 2. An insurer filing under this paragraph may make a
459 separate filing pursuant to paragraph (1) to adjust its rates
460 for reinsurance rates, reinsurance financing costs and products,
461 and cash buildup factor costs. The insurance inflation factors
462 do not apply to these filings.



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463 3. This paragraph does not apply to filings made by
464 Citizens Property Insurance Corporation.

465 ~~(d)~~(e) In the case of fire insurance rates, consideration
466 must be given to the availability of water supplies and the
467 experience of the fire insurance business during a ~~period of not~~
468 ~~less than~~ the most recent 5-year or longer period for which such
469 experience is available.

470 ~~(e)~~(d) If conflagration or catastrophe hazards are
471 considered by an insurer in its rates or rating plan, including
472 surcharges and discounts, the insurer must ~~shall~~ establish a
473 reserve for that portion of the premium allocated to such hazard
474 and maintain the premium in a catastrophe reserve. Removal of
475 such premiums from the reserve for purposes other than paying
476 claims associated with a catastrophe or purchasing reinsurance
477 for catastrophes must be approved by the office. Any ceding
478 commission received by an insurer purchasing reinsurance for
479 catastrophes must be placed in the catastrophe reserve.

480 ~~(f)~~(e) After consideration of the rate factors provided in
481 paragraphs (b), ~~(c)~~, and (d), and (e) the office may find a rate
482 to be excessive, inadequate, or unfairly discriminatory based
483 upon the following standards:

484 1. Rates shall be deemed excessive if they are likely to
485 produce a profit from Florida business which is unreasonably
486 high in relation to the risk involved in the class of business
487 or if expenses are unreasonably high in relation to services
488 rendered.

489 2. Rates shall be deemed excessive if, among other things,
490 the rate structure established by a stock insurance company
491 provides for replenishment of surpluses from premiums, if the



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492 such replenishment is attributable to investment losses.

493 3. Rates shall be deemed inadequate if ~~they are clearly~~
494 ~~insufficient~~, together with the investment income attributable
495 to them, they are clearly insufficient to sustain projected
496 losses and expenses in the class of business to which they
497 apply.

498 4. A rating plan, including discounts, credits, or
499 surcharges, shall be deemed unfairly discriminatory if it fails
500 to clearly and equitably reflect consideration of the
501 policyholder's participation in a risk management program
502 adopted pursuant to s. 627.0625.

503 5. A rate shall be deemed inadequate as to the premium
504 charged to a risk or group of risks if discounts or credits are
505 allowed which exceed a reasonable reflection of expense savings
506 and reasonably expected loss experience from the risk or group
507 of risks.

508 6. A rate shall be deemed unfairly discriminatory as to a
509 risk or group of risks if the application of premium discounts,
510 credits, or surcharges among such risks does not bear a
511 reasonable relationship to the expected loss and expense
512 experience among the various risks.

513 ~~(g)~~(f) In reviewing a rate filing, the office may require
514 the insurer to provide, at the insurer's expense, all
515 information necessary to evaluate the condition of the company
516 and the reasonableness of the filing according to the criteria
517 enumerated in this section.

518 ~~(h)~~(g) The office may at any time review a rate, rating
519 schedule, rating manual, or rate change; the pertinent records
520 of the insurer; and market conditions. If the office finds on a



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521 preliminary basis that a rate may be excessive, inadequate, or
522 unfairly discriminatory, the office shall initiate proceedings
523 to disapprove the rate and ~~shall so~~ notify the insurer. However,
524 the office may not disapprove as excessive any rate for which it
525 has given final approval or which has been deemed approved for 1
526 year after the effective date of the filing unless the office
527 finds that a material misrepresentation or material error was
528 made by the insurer or was contained in the filing. Upon
529 notification being notified, the insurer or rating organization
530 shall, within 60 days, file with the office all information
531 that, in the belief of the insurer or organization, proves the
532 reasonableness, adequacy, and fairness of the rate or rate
533 change. The office shall issue a notice of intent to approve or
534 a notice of intent to disapprove pursuant to paragraph (a)
535 within 90 days after receipt of the insurer's initial response.
536 In such instances and in any administrative proceeding relating
537 to the legality of the rate, the insurer or rating organization
538 ~~shall~~ carry the burden of proof of showing, by a preponderance
539 of the evidence, ~~to show~~ that the rate is not excessive,
540 inadequate, or unfairly discriminatory. After the office
541 notifies an insurer that a rate may be excessive, inadequate, or
542 unfairly discriminatory, unless the office withdraws the
543 notification, the insurer may not alter the rate except to
544 conform to the office's notice until the earlier of 120 days
545 after the date the notification was provided or 180 days after
546 the date of implementing the rate. ~~The office~~, Subject to
547 chapter 120, the office may disapprove without the 60-day
548 notification any rate increase filed by an insurer within the
549 prohibited time period or during the time that the legality of



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550 the increased rate is being contested.
551 ~~(i) (h)~~ If the office finds that a rate or rate change is
552 excessive, inadequate, or unfairly discriminatory, the office
553 shall issue an order of disapproval requiring specifying that a
554 new rate or rate schedule, which responds to the findings of the
555 office, be filed by the insurer. The office shall further order,
556 for any "use and file" filing made in accordance with
557 subparagraph (a)2., that the portion of premiums charged which
558 constitute each policyholder constituting the portion of the
559 rate above that which was actuarially justified be returned to
560 the policyholder in the form of a credit or refund. If the
561 office finds that an insurer's rate or rate change is
562 inadequate, the new rate or rate schedule filed with the office
563 in response to such a finding applies is applicable only to new
564 or renewal business ~~of the insurer~~ written by the insurer on or
565 after the effective date of the responsive filing.
566 ~~(j) (i)~~ Except as otherwise specifically provided in this
567 chapter, for property and casualty insurance the office may not
568 directly or indirectly:
569 1. Prohibit an any insurer, including any residual market
570 plan or joint underwriting association, from paying acquisition
571 costs based on the full amount of premium, as defined in s.
572 627.403, applicable to any policy, or prohibit any such insurer
573 from including the full amount of acquisition costs in a rate
574 filing; or
575 2. Impede, abridge, or otherwise compromise an insurer's
576 right to acquire policyholders, advertise, or appoint agents,
577 including the calculation, manner, or amount of such agent
578 commissions, if any.



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579 ~~(k)~~~~(j)~~ With respect to residential property insurance rate
580 filings, the rate filing must account for mitigation measures
581 undertaken by policyholders to reduce hurricane losses.
582 ~~(l)~~~~(k)~~1. A residential property insurer may make a separate
583 filing limited solely to an adjustment of its rates for
584 reinsurance, the cost of financing products used as a
585 replacement for reinsurance, financing costs incurred in the
586 purchase of reinsurance, and the actual cost paid due to the
587 application of the cash build-up factor pursuant to s.
588 215.555(5)(b) if the insurer:
589 a. Elects to purchase financing products, such as a
590 liquidity instrument or line of credit, in which case the cost
591 included in filing for the liquidity instrument or line of
592 credit may not result in a premium increase exceeding 3 percent
593 for any individual policyholder. All costs contained in the
594 filing may not result in an overall premium increase of more
595 than 15 percent for any individual policyholder.
596 b. Includes in the filing a copy of all of its reinsurance,
597 liquidity instrument, or line of credit contracts; proof of the
598 billing or payment for the contracts; and the calculation upon
599 which the proposed rate change is based demonstrating that the
600 costs meet the criteria of this section.
601 2. An insurer that purchases reinsurance or financing
602 products from an affiliated company may make a separate filing
603 only if the costs for such reinsurance or financing products are
604 charged at or below charges made for comparable coverage by
605 nonaffiliated reinsurers or financial entities making such
606 coverage or financing products available in this state.
607 3. An insurer may make only one filing per 12-month period



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608 under this paragraph.
609 4. An insurer that elects to implement a rate change under
610 this paragraph must file its rate filing with the office at
611 least 45 days before the effective date of the rate change.
612 After an insurer submits a complete filing that meets all of the
613 requirements of this paragraph, the office has 45 days after the
614 date of the filing to review the rate filing and determine if
615 the rate is excessive, inadequate, or unfairly discriminatory.
616
617 The provisions of this subsection do not apply to workers'
618 compensation, employer's liability insurance, and motor vehicle
619 insurance.
620 (3)
621 (d)1. The following categories or kinds of insurance and
622 types of commercial lines risks are not subject to paragraph
623 (2) (a) or paragraph ~~(2) (g)~~ ~~(2) (f)~~:
624 a. Excess or umbrella.
625 b. Surety and fidelity.
626 c. Boiler and machinery and leakage and fire extinguishing
627 equipment.
628 d. Errors and omissions.
629 e. Directors and officers, employment practices, fiduciary
630 liability, and management liability.
631 f. Intellectual property and patent infringement liability.
632 g. Advertising injury and Internet liability insurance.
633 h. Property risks rated under a highly protected risks
634 rating plan.
635 i. General liability.
636 j. Nonresidential property, except for collateral



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637 protection insurance as defined in s. 624.6085.

638 k. Nonresidential multiperil.

639 l. Excess property.

640 m. Burglary and theft.

641 n. Any other commercial lines categories or kinds of
642 insurance or types of commercial lines risks that the office
643 determines should not be subject to paragraph (2) (a) or
644 paragraph (2) (g) ~~(2) (f)~~ because of the existence of a
645 competitive market for such insurance, similarity of such
646 insurance to other categories or kinds of insurance not subject
647 to paragraph (2) (a) or paragraph (2) (g) ~~(2) (f)~~, or to improve
648 the general operational efficiency of the office.

649 2. Insurers or rating organizations shall establish and use
650 rates, rating schedules, or rating manuals that ~~to~~ allow the
651 insurer a reasonable rate of return on insurance and risks
652 described in subparagraph 1. which are written in this state.

653 3. An insurer must notify the office of any changes to
654 rates for insurance and risks described in subparagraph 1.
655 within 30 days after the effective date of the change. The
656 notice must include the name of the insurer, the type or kind of
657 insurance subject to rate change, total premium written during
658 the immediately preceding year by the insurer for the type or
659 kind of insurance subject to the rate change, and the average
660 statewide percentage change in rates. Underwriting files,
661 premiums, losses, and expense statistics relating with regard to
662 such insurance and risks written by an insurer must be
663 maintained by the insurer and subject to examination by the
664 office. Upon examination, the office, in accordance with
665 generally accepted and reasonable actuarial techniques, shall



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666 consider the rate factors in paragraphs (2) (b), (d) ~~(e)~~, and (e)
667 ~~(d)~~ and the standards in paragraph (2) (f) ~~(2) (e)~~ to determine if
668 the rate is excessive, inadequate, or unfairly discriminatory.

669 4. A rating organization must notify the office of any
670 changes to loss cost for insurance and risks described in
671 subparagraph 1. within 30 days after the effective date of the
672 change. The notice must include the name of the rating
673 organization, the type or kind of insurance subject to a loss
674 cost change, loss costs during the immediately preceding year
675 for the type or kind of insurance subject to the loss cost
676 change, and the average statewide percentage change in loss
677 cost. Actuarial data relating with regard to changes to loss
678 cost for risks not subject to paragraph (2) (a) or paragraph
679 (2) (g) ~~(2) (f)~~ must be maintained by the rating organization for
680 2 years after the effective date of the change and are subject
681 to examination by the office. The office may require the rating
682 organization to incur the costs associated with an examination.
683 Upon examination, the office, in accordance with generally
684 accepted and reasonable actuarial techniques, shall consider the
685 rate factors in paragraphs (2) (b), (d), and (e) ~~(2) (b)~~ ~~(d)~~ and
686 the standards in paragraph (2) (f) ~~(2) (e)~~ to determine if the
687 rate is excessive, inadequate, or unfairly discriminatory.

688 Section 6. Paragraphs (a) and (b) of subsection (3) of
689 section 627.0628, Florida Statutes, are amended to read:

690 627.0628 Florida Commission on Hurricane Loss Projection
691 Methodology; public records exemption; public meetings
692 exemption.-

693 (3) ADOPTION AND EFFECT OF STANDARDS AND GUIDELINES.-

694 (a) The commission shall consider any actuarial methods,



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695 principles, standards, models, or output ranges that have the
696 potential for improving the accuracy ~~of~~ or reliability of the
697 hurricane loss projections and wind mitigation discounts used in
698 residential property insurance rate filings. The commission
699 shall, from time to time, adopt findings as to the accuracy or
700 reliability of particular methods, principles, standards,
701 models, or output ranges.

702 (b) The commission shall consider any actuarial methods,
703 principles, standards, or models that have the potential for
704 improving the accuracy ~~of~~ or reliability of projecting probable
705 maximum loss levels. The commission shall adopt findings as to
706 the accuracy or reliability of particular methods, principles,
707 standards, or models related to probable maximum loss
708 calculations. The commission shall review models for accuracy of
709 use when establishing wind mitigation discounts.

710 Section 7. Subsections (1) and (6) of section 627.0629,
711 Florida Statutes, are amended to read:

712 627.0629 Residential property insurance; rate filings.-

713 (1) It is the intent of the Legislature that insurers
714 provide savings to consumers who install or implement windstorm
715 damage mitigation techniques, alterations, or solutions to their
716 properties to prevent windstorm losses. A rate filing for
717 residential property insurance must include notice of the
718 mitigation discounts offered by the insurer, which must be
719 actuarially reasonable discounts, credits, or other rate
720 differentials, or appropriate reductions in deductibles, for
721 properties on which fixtures or construction techniques
722 demonstrated to reduce the amount of loss in a windstorm have
723 been installed or implemented. The fixtures or construction



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724 techniques must include, but are not limited to, fixtures or
725 construction techniques that enhance roof strength, roof
726 covering performance, roof-to-wall strength, wall-to-floor-to-
727 foundation strength, ~~opening protection,~~ and the impact
728 resistance of window, door, and skylight openings strength.
729 Credits, discounts, or other rate differentials, or appropriate
730 reductions in deductibles, for fixtures and construction
731 techniques that meet the minimum requirements of the Florida
732 Building Code must be included in the rate filing. ~~The office~~
733 ~~shall determine the discounts, credits, other rate~~
734 ~~differentials, and appropriate reductions in deductibles that~~
735 ~~reflect the full actuarial value of such revaluation, which may~~
736 ~~be used by insurers in rate filings.~~

737 (6) The office may hold a public hearing for a any rate
738 filing that is based in whole or in part on data from a computer
739 model which exceeds may not exceed 15 percent in counties the
740 office determines do not have a reasonable degree of competition
741 ~~unless there is a public hearing.~~

742 Section 8. Section 627.171, Florida Statutes, is amended to
743 read:

744 627.171 Excess rates.-

745 (1) With the written consent of the insured signed before
746 ~~prior to~~ the policy inception date and filed with the insurer,
747 the insurer may use a rate in excess of the otherwise applicable
748 filed rate on any specific risk. The signed consent form is
749 valid for subsequent renewals and must include the filed rate as
750 well as the excess rate for the risk insured, ~~and~~ A copy of the
751 form must be maintained by the insurer for 3 years and be
752 available for review by the office.



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753 (2) In those counties in which the office has determined
754 there is not a reasonable degree of competition, an insurer may
755 not use excess rates authorized under pursuant to this section
756 for more than 10 percent of its commercial insurance policies
757 written or renewed in each calendar year for any line of
758 commercial insurance or for more than 5 percent of its personal
759 lines insurance policies written or renewed in each calendar
760 year for any line of personal insurance. In determining the 10-
761 percent limitation for commercial insurance policies, the
762 insurer shall exclude a any workers' compensation policy that
763 was written for an employer who had coverage in the joint
764 underwriting plan created by s. 627.311(5) immediately before
765 prior to the writing of the policy by the insurer and a any
766 workers' compensation policy that was written for an employer
767 who had been offered coverage in the joint underwriting plan but
768 who was written a policy by the insurer in lieu of accepting the
769 joint underwriting plan policy. Such These workers' compensation
770 policies shall be excluded from the 10-percent limitation for
771 the first 3 years of coverage.

772 Section 9. Paragraphs (a), (b), (c), (g), (i), (m), (q),
773 and (z) of subsection (6) of section 627.351, Florida Statutes,
774 are amended, and paragraph (gg) is added to that subsection, to
775 read:

776 627.351 Insurance risk apportionment plans.-

777 (6) CITIZENS PROPERTY INSURANCE CORPORATION.-

778 (a) The public purpose of this subsection is to ensure that
779 there is an orderly market for property insurance for residents
780 and businesses of this state.

781 1. The Legislature finds that private insurers are entering



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782 the Florida property insurance market unwilling or unable to
783 provide affordable property insurance coverage in many regions
784 of the state. The Legislature further finds that when Citizens
785 Property Insurance Corporation offers rates that are not
786 adequate to cover the average costs that are generated from the
787 claims filed by its policyholders, the deficiency may create a
788 financial burden on all other state policyholders who must
789 purchase their own insurance from private insurers at full
790 actuarial cost and pay an added fee to cover a portion of the
791 cost for claims filed by policyholders of the corporation. The
792 Legislature intends that the corporation not act as a barrier or
793 competitor to the private insurance market but be available to
794 residents of in this state only if there is no private market
795 coverage available at rates determined reasonable by the Office
796 of Insurance Regulation to the extent sought and needed. The
797 absence of affordable property insurance threatens the public
798 health, safety, and welfare and likewise threatens the economic
799 health of the state. As the corporation has continued its rapid
800 growth and exposure, it increasingly threatens state residents
801 with having to absorb an even greater financial burden than they
802 are currently bearing. The state, therefore, has a compelling
803 public interest and a public purpose to assist in assuring that
804 property in the state is insured and ~~that it is~~ insured at
805 affordable, actuarially sound, noncompetitive rates so as to
806 facilitate the remediation, reconstruction, and replacement of
807 damaged or destroyed property without overburdening the
808 policyholders of this state in order to reduce or avoid ~~the~~
809 negative effects on otherwise resulting to the public health,
810 safety, and welfare; on, to the economy of the state; and on,



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811 ~~and to~~ the revenues of the state and local governments which are
812 needed to provide for the public welfare. It is necessary,
813 therefore, to ~~make provide~~ affordable, actuarially sound,
814 noncompetitive property insurance available to applicants who
815 are, in good faith, entitled to procure insurance through the
816 voluntary market but are unable to do so. The Legislature
817 intends, therefore, that affordable, actuarially sound,
818 noncompetitive property insurance be provided and ~~that it~~
819 continue to be provided, as long as necessary, through Citizens
820 Property Insurance Corporation, a government entity that is an
821 integral part of the state, ~~and that is~~ not a private insurance
822 company, or through referrals to private insurers participating
823 in a clearinghouse established by the corporation. To that end,
824 the corporation shall strive to promote increase the
825 availability of affordable and actuarially sound private
826 property insurance in this state, supplemented by coverage
827 provided by the corporation if appropriate, while achieving
828 efficiencies and economies, ~~and while~~ providing service to
829 policyholders, applicants, and agents which is no less than the
830 quality generally provided in the voluntary market, for the
831 achievement of the foregoing public purposes. Because it is
832 essential for this government entity to have the maximum
833 financial resources to pay claims following a catastrophic
834 hurricane, it is further the intent of the Legislature that the
835 corporation continue to be an integral part of the state and not
836 a private insurance company, ~~and~~ that the income of the
837 corporation be exempt from federal income taxation, and that
838 interest on the debt obligations issued by the corporation be
839 exempt from federal income taxation.



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840 2. The Residential Property and Casualty Joint Underwriting
841 Association originally created by this statute shall be known as
842 the Citizens Property Insurance Corporation. The corporation
843 shall provide ~~insurance for~~ residential and commercial property
844 ~~insurance,~~ for applicants who are eligible ~~entitled,~~ but, in
845 good faith, are unable to procure insurance through the
846 voluntary market. The corporation shall operate pursuant to a
847 plan of operation approved by order of the Financial Services
848 Commission. The plan is subject to continuous review by the
849 commission, ~~and~~ the commission may, by order, withdraw approval
850 of all or part of a plan if the commission determines that
851 conditions have changed since approval was granted and that the
852 purposes of the plan require changes in the plan. For the
853 purposes of this subsection, residential coverage includes both
854 personal lines residential coverage, which consists of the type
855 of coverage provided by homeowner's, mobile home owner's,
856 dwelling, tenant's, condominium unit owner's, and similar
857 policies; and commercial lines residential coverage, which
858 consists of the type of coverage provided by condominium
859 association, apartment building, and similar policies.

860 3. With respect to coverage for personal lines residential
861 structures:

862 a. Effective January 1, 2014 ~~2009~~, a personal lines
863 residential structure that has a dwelling replacement cost of \$1
864 ~~\$2~~ million or more, or a single condominium unit that has a
865 combined dwelling and contents replacement cost of \$1 ~~\$2~~ million
866 or more is not eligible for coverage by the corporation. Such
867 dwellings insured by the corporation on December 31, 2013 ~~2008~~,
868 may continue to be covered by the corporation until the end of



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869 the policy term. ~~However, such dwellings may reapply and obtain~~
870 ~~coverage if the property owner provides the corporation with a~~
871 ~~sworn affidavit from one or more insurance agents, on a form~~
872 ~~provided by the corporation, stating that the agents have made~~
873 ~~their best efforts to obtain coverage and that the property has~~
874 ~~been rejected for coverage by at least one authorized insurer~~
875 ~~and at least three surplus lines insurers. If such conditions~~
876 ~~are met, the dwelling may be insured by the corporation for up~~
877 ~~to 3 years, after which time the dwelling is ineligible for~~
878 ~~coverage. The office shall approve the method used by the~~
879 ~~corporation for valuing the dwelling replacement costs under~~
880 ~~cost for the purposes of this subparagraph. If a policyholder is~~
881 ~~insured by the corporation before prior to being determined to~~
882 ~~be ineligible pursuant to this subparagraph and such~~
883 ~~policyholder files a lawsuit challenging the determination, the~~
884 ~~policyholder may remain insured by the corporation until the~~
885 ~~conclusion of the litigation.~~

886 b. Effective January 1, 2015, a structure that has a
887 dwelling replacement cost of \$900,000 or more, or a single
888 condominium unit that has a combined dwelling and contents
889 replacement cost of \$900,000 or more, is not eligible for
890 coverage by the corporation. Such dwellings insured by the
891 corporation on December 31, 2014, may continue to be covered by
892 the corporation until the end of the policy term.

893 c. Effective January 1, 2016, a structure that has a
894 dwelling replacement cost of \$800,000 or more, or a single
895 condominium unit that has a combined dwelling and contents
896 replacement cost of \$800,000 or more, is not eligible for
897 coverage by the corporation. Such dwellings insured by the



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898 corporation on December 31, 2015, may continue to be covered by
899 the corporation until the end of the policy term.

900 d. Effective January 1, 2017, a structure that has a
901 dwelling replacement cost of \$700,000 or more, or a single
902 condominium unit that has a combined dwelling and contents
903 replacement cost of \$700,000 or more, is not eligible for
904 coverage by the corporation. Such dwellings insured by the
905 corporation on December 31, 2016, may continue to be covered by
906 the corporation until the end of the policy term.

907 e. Effective January 1, 2018, a structure that has a
908 dwelling replacement cost of \$600,000 or more, or a single
909 condominium unit that has a combined dwelling and contents
910 replacement cost of \$600,000 or more, is not eligible for
911 coverage by the corporation. Such dwellings insured by the
912 corporation on December 31, 2017, may continue to be covered by
913 the corporation until the end of the policy term.

914 f. Effective January 1, 2019, a structure that has a
915 dwelling replacement cost of \$500,000 or more, or a single
916 condominium unit that has a combined dwelling and contents
917 replacement cost of \$500,000 or more, is not eligible for
918 coverage by the corporation. Such dwellings insured by the
919 corporation on December 31, 2018, may continue to be covered by
920 the corporation until the end of the policy term.

921 4. It is the intent of the Legislature that policyholders,
922 applicants, and agents of the corporation receive service and
923 treatment of the highest possible level but never less than that
924 generally provided in the voluntary market. It is also intended
925 that the corporation be held to service standards no less than
926 those applied to insurers in the voluntary market by the office



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927 with respect to responsiveness, timeliness, customer courtesy,
928 and overall dealings with policyholders, applicants, or agents
929 of the corporation.

930 5. ~~Any structure for which a notice of commencement has
931 been issued on or after July 1, 2013, pursuant to s. 713.135,
932 which is located seaward of the coastal construction control
933 line created pursuant to s. 161.053, is ineligible for coverage
934 through the corporation unless the structure meets the coastal
935 code-plus building code criteria developed and recommended by
936 the Florida Building Commission. Effective January 1, 2009, a
937 personal lines residential structure that is located in the
938 "wind-borne debris region," as defined in s. 1609.2,
939 International Building Code (2006), and that has an insured
940 value on the structure of \$750,000 or more is not eligible for
941 coverage by the corporation unless the structure has opening
942 protections as required under the Florida Building Code for a
943 newly constructed residential structure in that area. A
944 residential structure shall be deemed to comply with this
945 subparagraph if it has shutters or opening protections on all
946 openings and if such opening protections complied with the
947 Florida Building Code at the time they were installed.~~

948 6. For any claim filed under any policy of the corporation,
949 a public adjuster may not charge, agree to, or accept any
950 compensation, payment, commission, fee, or other thing of value
951 greater than 10 percent of the additional amount actually paid
952 over the amount that was originally offered by the corporation
953 for any one claim.

954 (b)1. All insurers authorized to write one or more subject
955 lines of business in this state are subject to assessment by the



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956 corporation and, for the purposes of this subsection, are
957 referred to collectively as "assessable insurers." Insurers
958 writing one or more subject lines of business in this state
959 pursuant to part VIII of chapter 626 are not assessable
960 insurers; however, ~~but~~ insureds who procure one or more subject
961 lines of business in this state pursuant to part VIII of chapter
962 626 are subject to assessment by the corporation and are
963 referred to collectively as "assessable insureds." An insurer's
964 assessment liability begins on the first day of the calendar
965 year following the year in which the insurer was issued a
966 certificate of authority to transact insurance for subject lines
967 of business in this state and terminates 1 year after the end of
968 the first calendar year during which the insurer no longer holds
969 a certificate of authority to transact insurance for subject
970 lines of business in this state.

971 2.a. All revenues, assets, liabilities, losses, and
972 expenses of the corporation shall be divided into three separate
973 accounts as follows:

974 (I) A personal lines account for personal residential
975 policies issued by the corporation, or issued by the Residential
976 Property and Casualty Joint Underwriting Association and renewed
977 by the corporation, which provides comprehensive, multiperil
978 coverage on risks that are not located in areas eligible for
979 coverage by the Florida Windstorm Underwriting Association as
980 those areas were defined on January 1, 2002, and for policies
981 that do not provide coverage for the peril of wind on risks that
982 are located in such areas;

983 (II) A commercial lines account for commercial residential
984 and commercial nonresidential policies issued by the



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985 corporation, or issued by the Residential Property and Casualty
986 Joint Underwriting Association and renewed by the corporation,
987 which provides coverage for basic property perils on risks that
988 are not located in areas eligible for coverage by the Florida
989 Windstorm Underwriting Association as those areas were defined
990 on January 1, 2002, and for policies that do not provide
991 coverage for the peril of wind on risks that are located in such
992 areas; and

993 (III) A coastal account for personal residential policies
994 and commercial residential and commercial nonresidential
995 property policies issued by the corporation, or transferred to
996 the corporation, which provides coverage for the peril of wind
997 on risks that are located in areas eligible for coverage by the
998 Florida Windstorm Underwriting Association as those areas were
999 defined on January 1, 2002. The corporation may offer policies
1000 that provide multiperil coverage and ~~the corporation shall~~
1001 ~~continue to~~ offer policies that provide coverage only for the
1002 peril of wind for risks located in areas eligible for coverage
1003 in the coastal account. In issuing multiperil coverage, the
1004 corporation may use its approved policy forms and rates for the
1005 personal lines account. An applicant or insured who is eligible
1006 to purchase a multiperil policy from the corporation may
1007 purchase a multiperil policy from an authorized insurer without
1008 prejudice to the applicant's or insured's eligibility to
1009 prospectively purchase a policy that provides coverage only for
1010 the peril of wind from the corporation. An applicant or insured
1011 who is eligible for a corporation policy that provides coverage
1012 only for the peril of wind may elect to purchase or retain such
1013 policy and also purchase or retain coverage excluding wind from



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1014 an authorized insurer without prejudice to the applicant's or
1015 insured's eligibility to prospectively purchase a policy that
1016 provides multiperil coverage from the corporation. It is the
1017 goal of the Legislature that there be an overall average savings
1018 of 10 percent or more for a policyholder who currently has a
1019 wind-only policy with the corporation, and an ex-wind policy
1020 with a voluntary insurer or the corporation, and who obtains a
1021 multiperil policy from the corporation. It is the intent of the
1022 Legislature that the offer of multiperil coverage in the coastal
1023 account be made and implemented in a manner that does not
1024 adversely affect the tax-exempt status of the corporation or
1025 creditworthiness of or security for currently outstanding
1026 financing obligations or credit facilities of the coastal
1027 account, the personal lines account, or the commercial lines
1028 account. ~~The coastal account must also include quota share~~
1029 ~~primary insurance under subparagraph (c)2.~~ The area eligible for
1030 coverage under the coastal account also includes the area within
1031 Port Canaveral, which is bordered on the south by the City of
1032 Cape Canaveral, bordered on the west by the Banana River, and
1033 bordered on the north by Federal Government property.

1034 b. The three separate accounts must be maintained as long
1035 as financing obligations entered into by the Florida Windstorm
1036 Underwriting Association or Residential Property and Casualty
1037 Joint Underwriting Association are outstanding, in accordance
1038 with the terms of the corresponding financing documents. If the
1039 financing obligations are no longer outstanding, the corporation
1040 may use a single account for all revenues, assets, liabilities,
1041 losses, and expenses of the corporation. Consistent with this
1042 subparagraph and prudent investment policies that minimize the



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1043 cost of carrying debt, the board shall exercise its best efforts
1044 to retire existing debt or obtain the approval of necessary
1045 parties to amend the terms of existing debt, ~~in order so as~~ to
1046 structure the most efficient plan ~~for consolidating to~~
1047 ~~consolidate~~ the three separate accounts into a single account.

1048 c. Creditors of the Residential Property and Casualty Joint
1049 Underwriting Association and the accounts specified in sub-sub-
1050 subparagraphs a.(I) and (II) may have a claim against, and
1051 recourse to, those accounts and no claim against, or recourse
1052 to, the account referred to in sub-sub-subparagraph a.(III).
1053 Creditors of the Florida Windstorm Underwriting Association have
1054 a claim against, and recourse to, the account referred to in
1055 sub-sub-subparagraph a.(III) and no claim against, or recourse
1056 to, the accounts referred to in sub-sub-subparagraphs a.(I) and
1057 (II).

1058 d. Revenues, assets, liabilities, losses, and expenses not
1059 attributable to particular accounts shall be prorated among the
1060 accounts.

1061 e. The Legislature finds that the revenues of the
1062 corporation are revenues that are necessary to meet the
1063 requirements set forth in documents authorizing the issuance of
1064 bonds under this subsection.

1065 f. The income of the corporation may not inure to the
1066 benefit of any private person.

1067 3. With respect to a deficit in an account:

1068 a. After accounting for the Citizens policyholder surcharge
1069 imposed under sub-subparagraph i., if the remaining projected
1070 deficit incurred in the coastal account in a particular calendar
1071 year:



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1072 (I) Is not greater than 2 percent of the aggregate
1073 statewide direct written premium for the subject lines of
1074 business for the prior calendar year, the entire deficit shall
1075 be recovered through regular assessments of assessable insurers
1076 under paragraph (q) and assessable insureds.

1077 (II) Exceeds 2 percent of the aggregate statewide direct
1078 written premium for the subject lines of business for the prior
1079 calendar year, the corporation shall levy regular assessments on
1080 assessable insurers under paragraph (q) and on assessable
1081 insureds in an amount equal to the greater of 2 percent of the
1082 projected deficit or 2 percent of the aggregate statewide direct
1083 written premium for the subject lines of business for the prior
1084 calendar year. Any remaining projected deficit shall be
1085 recovered through emergency assessments under sub-subparagraph
1086 d.

1087 b. Each assessable insurer's share of the amount being
1088 assessed under sub-subparagraph a. must be in the proportion
1089 that the assessable insurer's direct written premium for the
1090 subject lines of business for the year preceding the assessment
1091 bears to the aggregate statewide direct written premium for the
1092 subject lines of business for that year. The assessment
1093 percentage applicable to each assessable insured is the ratio of
1094 the amount being assessed under sub-subparagraph a. to the
1095 aggregate statewide direct written premium for the subject lines
1096 of business for the prior year. Assessments levied by the
1097 corporation on assessable insurers under sub-subparagraph a.
1098 must be paid as required by the corporation's plan of operation
1099 and paragraph (q). Assessments levied by the corporation on
1100 assessable insureds under sub-subparagraph a. shall be collected



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1101 by the surplus lines agent at the time the surplus lines agent
1102 collects the surplus lines tax required by s. 626.932, and paid
1103 to the Florida Surplus Lines Service Office at the time the
1104 surplus lines agent pays the surplus lines tax to that office.
1105 Upon receipt of regular assessments from surplus lines agents,
1106 the Florida Surplus Lines Service Office shall transfer the
1107 assessments directly to the corporation as determined by the
1108 corporation.

1109 c. After accounting for the Citizens policyholder surcharge
1110 imposed under sub-subparagraph i., the remaining projected
1111 deficits in the personal lines account and in the commercial
1112 lines account in a particular calendar year shall be recovered
1113 through emergency assessments under sub-subparagraph d.

1114 d. Upon a determination by the executive director, with the
1115 concurrence of the board of governors, that a projected deficit
1116 in an account exceeds the amount that is expected to be
1117 recovered through regular assessments under sub-subparagraph a.,
1118 plus the amount that is expected to be recovered through
1119 policyholder surcharges under sub-subparagraph i., the executive
1120 director, with concurrence by the board, after verification by
1121 the office, shall levy emergency assessments for as many years
1122 as necessary to cover the deficits, to be collected by
1123 assessable insurers and the corporation and collected from
1124 assessable insureds upon issuance or renewal of policies for
1125 subject lines of business, excluding National Flood Insurance
1126 policies. The executive director shall notify the Financial
1127 Services Commission of the emergency assessments within 5 days
1128 after the board's concurrence with the executive director's
1129 determination that such assessments are necessary. The amount



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1130 collected in a particular year must be a uniform percentage of
1131 that year's direct written premium for subject lines of business
1132 and all accounts of the corporation, excluding National Flood
1133 Insurance Program policy premiums, as annually determined by the
1134 executive director, with concurrence by the board, and verified
1135 by the office. The office shall verify the arithmetic
1136 calculations involved in the board's determination within 30
1137 days after receipt of the information on which the determination
1138 was based. The office shall notify assessable insurers and the
1139 Florida Surplus Lines Service Office of the date on which
1140 assessable insurers shall begin to collect and assessable
1141 insureds shall begin to pay such assessment. The date must be at
1142 least ~~may be not less than~~ 90 days after the date the
1143 corporation levies emergency assessments pursuant to this sub-
1144 subparagraph. Notwithstanding any other provision of law, the
1145 corporation and each assessable insurer that writes subject
1146 lines of business shall collect emergency assessments from its
1147 policyholders without such obligation being affected by any
1148 credit, limitation, exemption, or deferment. Emergency
1149 assessments levied by the corporation on assessable insureds
1150 shall be collected by the surplus lines agent at the time the
1151 surplus lines agent collects the surplus lines tax required by
1152 s. 626.932 and paid to the Florida Surplus Lines Service Office
1153 at the time the surplus lines agent pays the surplus lines tax
1154 to that office. The emergency assessments collected shall be
1155 transferred directly to the corporation on a periodic basis as
1156 determined by the corporation and held by the corporation solely
1157 in the applicable account. The aggregate amount of emergency
1158 assessments levied for an account ~~under this sub-subparagraph~~ in



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1159 any calendar year may be less than but not exceed the greater of
1160 10 percent of the amount needed to cover the deficit, plus
1161 interest, fees, commissions, required reserves, and other costs
1162 associated with financing the original deficit, or 10 percent of
1163 the aggregate statewide direct written premium for subject lines
1164 of business and all accounts of the corporation for the prior
1165 year, plus interest, fees, commissions, required reserves, and
1166 other costs associated with financing the deficit.

1167 e. The corporation may pledge the proceeds of assessments,
1168 projected recoveries from the Florida Hurricane Catastrophe
1169 Fund, other insurance and reinsurance recoverables, policyholder
1170 surcharges and other surcharges, and other funds available to
1171 the corporation as the source of revenue for and to secure bonds
1172 issued under paragraph (q), bonds or other indebtedness issued
1173 under subparagraph (c)3., or lines of credit or other financing
1174 mechanisms issued or created under this subsection, or to retire
1175 any other debt incurred as a result of deficits or events giving
1176 rise to deficits, or in any other way that the executive
1177 director, with the concurrence of the board, determines will
1178 efficiently recover such deficits. The purpose of the lines of
1179 credit or other financing mechanisms is to provide additional
1180 resources to assist the corporation in covering claims and
1181 expenses attributable to a catastrophe. As used in this
1182 subsection, the term "assessments" includes regular assessments
1183 under sub-subparagraph a. or subparagraph (q)1. and emergency
1184 assessments under sub-subparagraph d. Emergency assessments
1185 collected under sub-subparagraph d. are not part of an insurer's
1186 rates, are not premium, and are not subject to premium tax,
1187 fees, or commissions; however, failure to pay the emergency



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1188 assessment shall be treated as failure to pay premium. The
1189 emergency assessments ~~under sub-subparagraph d.~~ shall continue
1190 as long as any bonds issued or other indebtedness incurred with
1191 respect to a deficit for which the assessment was imposed remain
1192 outstanding, unless adequate provision has been made for the
1193 payment of such bonds or other indebtedness pursuant to the
1194 documents governing such bonds or indebtedness.

1195 f. As used in this subsection for purposes of any deficit
1196 incurred on or after January 25, 2007, the term "subject lines
1197 of business" means insurance written by assessable insurers or
1198 procured by assessable insureds for all property and casualty
1199 lines of business in this state, but not including workers'
1200 compensation or medical malpractice. As used in this sub-
1201 subparagraph, the term "property and casualty lines of business"
1202 includes all lines of business identified on Form 2, Exhibit of
1203 Premiums and Losses, in the annual statement required of
1204 authorized insurers under s. 624.424 and any rule adopted under
1205 this section, except for those lines identified as accident and
1206 health insurance and except for policies written under the
1207 National Flood Insurance Program or the Federal Crop Insurance
1208 Program. For purposes of this sub-subparagraph, the term
1209 "workers' compensation" includes both workers' compensation
1210 insurance and excess workers' compensation insurance.

1211 g. The Florida Surplus Lines Service Office shall annually
1212 determine ~~annually~~ the aggregate statewide written premium in
1213 subject lines of business procured by assessable insureds and
1214 report that information to the corporation in a form and at a
1215 time the corporation specifies to ensure that the corporation
1216 can meet the requirements of this subsection and the



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1217 corporation's financing obligations.

1218 h. The Florida Surplus Lines Service Office shall verify
1219 the proper application by surplus lines agents of assessment
1220 percentages for regular assessments and emergency assessments
1221 levied under this subparagraph on assessable insureds and assist
1222 the corporation in ensuring the accurate, timely collection and
1223 payment of assessments by surplus lines agents as required by
1224 the corporation.

1225 i. ~~In 2008 or thereafter,~~ Upon a determination by the board
1226 of governors that an account has a projected deficit, the board
1227 shall levy a Citizens policyholder surcharge against all
1228 policyholders of the corporation.

1229 (I) The surcharge shall be levied as a uniform percentage
1230 ~~of the premium for the policy~~ of up to 15 percent of the policy
1231 ~~such~~ premium, which funds shall be used to offset the deficit.

1232 (II) The surcharge is payable upon cancellation or
1233 termination of the policy, upon renewal of the policy, or upon
1234 issuance of a new policy by the corporation within the first 12
1235 months after the date of the levy or the period of time
1236 necessary to fully collect the surcharge amount.

1237 (III) The corporation may not levy any regular assessments
1238 under paragraph (q) pursuant to sub-subparagraph a. or sub-
1239 subparagraph b. with respect to a particular year's deficit
1240 until the corporation has first levied the full amount of the
1241 surcharge authorized by this sub-subparagraph.

1242 (IV) The surcharge is not considered premium and is not
1243 subject to commissions, fees, or premium taxes. However, failure
1244 to pay the surcharge shall be treated as failure to pay premium.

1245 j. If the amount of any assessments or surcharges collected



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1246 from corporation policyholders, assessable insurers or their
1247 policyholders, or assessable insureds exceeds the amount of the
1248 deficits, such excess amounts shall be remitted to and retained
1249 by the corporation in a reserve to be used by the corporation,
1250 as determined by the executive director, with the concurrence of
1251 the board of governors, and approved by the office, to pay
1252 claims or reduce any past, present, or future plan-year deficits
1253 or to reduce outstanding debt.

1254 (c) The corporation's plan of operation:

1255 1. Must provide for adoption of residential property and
1256 casualty insurance policy forms and commercial residential and
1257 nonresidential property insurance forms, which must be approved
1258 by the office before use. The corporation shall adopt the
1259 following policy forms:

1260 a. Standard personal lines policy forms that are
1261 comprehensive multiperil policies providing full coverage of a
1262 residential property equivalent to the coverage provided in the
1263 private insurance market under an HO-3, HO-4, or HO-6 policy.

1264 b. Basic personal lines policy forms that are policies
1265 similar to an HO-8 policy or a dwelling fire policy that provide
1266 coverage meeting the requirements of the secondary mortgage
1267 market, but which is more limited than the coverage under a
1268 standard policy.

1269 c. Commercial lines residential and nonresidential policy
1270 forms that are generally similar to the basic perils of full
1271 coverage obtainable for commercial residential structures and
1272 commercial nonresidential structures in the admitted voluntary
1273 market.

1274 d. Personal lines and commercial lines residential property



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1275 insurance forms that cover the peril of wind only. Such The
1276 forms are applicable only to residential properties located in
1277 areas eligible for coverage under the coastal account referred
1278 to in sub-subparagraph (b)2.a.

1279 e. Commercial lines nonresidential property insurance forms
1280 that cover the peril of wind only. Such The forms are applicable
1281 only to nonresidential properties located in areas eligible for
1282 coverage under the coastal account referred to in sub-
1283 subparagraph (b)2.a.

1284 f. The corporation may adopt variations of the policy forms
1285 listed in sub-subparagraphs a.-e. which contain more restrictive
1286 coverage.

1287 g. Effective January 1, 2013, the corporation shall offer a
1288 basic personal lines policy similar to an HO-8 policy with
1289 dwelling repair based on common construction materials and
1290 methods.

1291 2. Must provide that the corporation and an authorized
1292 insurer may enter into a risk-sharing agreement for the purpose
1293 of reducing the corporation's exposure. As used in this
1294 subparagraph, the term "risk-sharing agreement" means an
1295 agreement between the corporation and an authorized insurer for
1296 the corporation to retain part, but not all, of the risk for a
1297 specified group of policies or specified perils within a group
1298 of policies, as part of the terms for removal of policies from
1299 the corporation.

1300 a. Entering into a risk-sharing agreement is voluntary and
1301 at the discretion of the corporation and the authorized insurer.
1302 To avoid unnecessary expense, the executive director, with
1303 concurrence of the board of governors, may limit the



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1304 corporation's participation in risk-sharing agreements to those
1305 participants capable and willing to assume a minimum of 25
1306 percent of the exposure on at least 100,000 policies and may
1307 specify other limitations. A risk-sharing agreement in which the
1308 corporation retains part of the risk may not exceed 5 years.

1309 b. The risk-sharing agreement may cover policies in any
1310 account and may cover any perils. The corporation may act as a
1311 reinsurer or a cedent under a risk sharing agreement or an
1312 excess of loss agreement. If the corporation is the reinsurer,
1313 the insurance policy forms and endorsements must be approved by
1314 the office, cover all perils that are the subject of the risk-
1315 sharing agreement, and cover at least the same limits as the
1316 corporation policies being replaced.

1317 c. The terms of each risk-sharing agreement must ensure
1318 that the consideration received by the corporation is
1319 commensurate with the risk retained by the corporation and the
1320 risk assumed by the authorized insurer. The corporation may not
1321 share risk for bad faith.

1322 d. The risk-sharing agreement must specify the proportion
1323 of exposure that the authorized insurer reports to the Florida
1324 Hurricane Catastrophe Fund and the exposure retained by the
1325 corporation. Each shall pay premium and receive reimbursements
1326 from the fund for the exposure that they retain or assume as
1327 provided in the risk-sharing agreement. The risk retained or
1328 assumed is eligible for coverage by the fund and is not
1329 considered reinsurance for purposes of coverage by the fund.
1330 However, the authorized insurer and the corporation may report
1331 participation in the risk sharing agreement on their financial
1332 statements as reinsurance if appropriate according to the



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1333 characteristics of the agreement based on statutory accounting
1334 rules and instructions.

1335 e. Notwithstanding any other provision of law:

1336 (I) Policies offered coverage by the corporation or an
1337 authorized insurer through a risk-sharing agreement are not
1338 eligible for coverage by the corporation outside of the
1339 agreement; and

1340 (II) A risk-sharing agreement between the corporation and
1341 an authorized insurer is not subject to the requirements of a
1342 take-out or keep-out program under ss. 627.3517 and this
1343 subsection, except that the agreement must be filed by the
1344 authorized insurer with the office for review and approval
1345 before the execution of the agreement by the insurer.

1346 f. To ensure that exposures are accurately reported to the
1347 Florida Hurricane Catastrophe Fund, the corporation and each
1348 insurer participating in a risk-sharing agreement under this
1349 subparagraph must report its exposure under covered policies to
1350 the fund as required under s. 215.555(5)(c), including the
1351 requirement that, by September 1 of each year, each insurer
1352 notify the board of its insured values under covered policies as
1353 of June 30 of that year. Each report must also specify the
1354 percentage of liability applicable to the corporation and the
1355 percentage applicable to the insurer. Pursuant to its authority
1356 under s. 215.555, the State Board of Administration shall adopt
1357 rules to administer this sub-subparagraph.

1358 2. Must provide that the corporation adopt a program in
1359 which the corporation and authorized insurers enter into quota
1360 share primary insurance agreements for hurricane coverage, as
1361 defined in s. 627.4025(2)(a), for eligible risks, and adopt



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1362 ~~property insurance forms for eligible risks which cover the~~
1363 ~~peril of wind only.~~

1364 ~~a. As used in this subsection, the term:~~

1365 ~~(I) "Quota share primary insurance" means an arrangement in~~
1366 ~~which the primary hurricane coverage of an eligible risk is~~
1367 ~~provided in specified percentages by the corporation and an~~
1368 ~~authorized insurer. The corporation and authorized insurer are~~
1369 ~~each solely responsible for a specified percentage of hurricane~~
1370 ~~coverage of an eligible risk as set forth in a quota share~~
1371 ~~primary insurance agreement between the corporation and an~~
1372 ~~authorized insurer and the insurance contract. The~~
1373 ~~responsibility of the corporation or authorized insurer to pay~~
1374 ~~its specified percentage of hurricane losses of an eligible~~
1375 ~~risk, as set forth in the agreement, may not be altered by the~~
1376 ~~inability of the other party to pay its specified percentage of~~
1377 ~~losses. Eligible risks that are provided hurricane coverage~~
1378 ~~through a quota share primary insurance arrangement must be~~
1379 ~~provided policy forms that set forth the obligations of the~~
1380 ~~corporation and authorized insurer under the arrangement,~~
1381 ~~clearly specify the percentages of quota share primary insurance~~
1382 ~~provided by the corporation and authorized insurer, and~~
1383 ~~conspicuously and clearly state that the authorized insurer and~~
1384 ~~the corporation may not be held responsible beyond their~~
1385 ~~specified percentage of coverage of hurricane losses.~~

1386 ~~(II) "Eligible risks" means personal lines residential and~~
1387 ~~commercial lines residential risks that meet the underwriting~~
1388 ~~criteria of the corporation and are located in areas that were~~
1389 ~~eligible for coverage by the Florida Windstorm Underwriting~~
1390 ~~Association on January 1, 2002.~~



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1391 ~~b. The corporation may enter into quota share primary~~
1392 ~~insurance agreements with authorized insurers at corporation~~
1393 ~~coverage levels of 90 percent and 50 percent.~~
1394 ~~c. If the corporation determines that additional coverage~~
1395 ~~levels are necessary to maximize participation in quota share~~
1396 ~~primary insurance agreements by authorized insurers, the~~
1397 ~~corporation may establish additional coverage levels. However,~~
1398 ~~the corporation's quota share primary insurance coverage level~~
1399 ~~may not exceed 90 percent.~~
1400 ~~d. Any quota share primary insurance agreement entered into~~
1401 ~~between an authorized insurer and the corporation must provide~~
1402 ~~for a uniform specified percentage of coverage of hurricane~~
1403 ~~losses, by county or territory as set forth by the corporation~~
1404 ~~board, for all eligible risks of the authorized insurer covered~~
1405 ~~under the agreement.~~
1406 ~~e. Any quota share primary insurance agreement entered into~~
1407 ~~between an authorized insurer and the corporation is subject to~~
1408 ~~review and approval by the office. However, such agreement shall~~
1409 ~~be authorized only as to insurance contracts entered into~~
1410 ~~between an authorized insurer and an insured who is already~~
1411 ~~insured by the corporation for wind coverage.~~
1412 ~~f. For all eligible risks covered under quota share primary~~
1413 ~~insurance agreements, the exposure and coverage levels for both~~
1414 ~~the corporation and authorized insurers shall be reported by the~~
1415 ~~corporation to the Florida Hurricane Catastrophe Fund. For all~~
1416 ~~policies of eligible risks covered under such agreements, the~~
1417 ~~corporation and the authorized insurer must maintain complete~~
1418 ~~and accurate records for the purpose of exposure and loss~~
1419 ~~reimbursement audits as required by fund rules. The corporation~~



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1420 ~~and the authorized insurer shall each maintain duplicate copies~~
1421 ~~of policy declaration pages and supporting claims documents.~~
1422 ~~g. The corporation board shall establish in its plan of~~
1423 ~~operation standards for quota share agreements which ensure that~~
1424 ~~there is no discriminatory application among insurers as to the~~
1425 ~~terms of the agreements, pricing of the agreements, incentive~~
1426 ~~provisions if any, and consideration paid for servicing policies~~
1427 ~~or adjusting claims.~~
1428 ~~h. The quota share primary insurance agreement between the~~
1429 ~~corporation and an authorized insurer must set forth the~~
1430 ~~specific terms under which coverage is provided, including, but~~
1431 ~~not limited to, the sale and servicing of policies issued under~~
1432 ~~the agreement by the insurance agent of the authorized insurer~~
1433 ~~producing the business, the reporting of information concerning~~
1434 ~~eligible risks, the payment of premium to the corporation, and~~
1435 ~~arrangements for the adjustment and payment of hurricane claims~~
1436 ~~incurred on eligible risks by the claims adjuster and personnel~~
1437 ~~of the authorized insurer. Entering into a quota sharing~~
1438 ~~insurance agreement between the corporation and an authorized~~
1439 ~~insurer is voluntary and at the discretion of the authorized~~
1440 ~~insurer.~~
1441 ~~3.a. May provide that the corporation may employ or~~
1442 ~~otherwise contract with individuals or other entities to provide~~
1443 ~~administrative or professional services that may be appropriate~~
1444 ~~to effectuate the plan. The corporation may borrow funds by~~
1445 ~~issuing bonds or by incurring other indebtedness, and shall have~~
1446 ~~other powers reasonably necessary to effectuate the requirements~~
1447 ~~of this subsection, including, without limitation, the power to~~
1448 ~~issue bonds and incur other indebtedness in order to refinance~~



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1449 outstanding bonds or other indebtedness. The corporation may
1450 seek judicial validation of its bonds or other indebtedness
1451 under chapter 75. The corporation may issue bonds or incur other
1452 indebtedness, or have bonds issued on its behalf by a unit of
1453 local government pursuant to subparagraph (q)2. in the absence
1454 of a hurricane or other weather-related event, upon a
1455 determination by the corporation, subject to approval by the
1456 office, that such action would enable it to efficiently meet the
1457 financial obligations of the corporation and that such
1458 financings are reasonably necessary to effectuate the
1459 requirements of this subsection. The corporation may take all
1460 actions needed to facilitate tax-free status for such bonds or
1461 indebtedness, including formation of trusts or other affiliated
1462 entities. The corporation may pledge assessments, projected
1463 recoveries from the Florida Hurricane Catastrophe Fund, other
1464 reinsurance recoverables, Citizens policyholder surcharges and
1465 other surcharges, and other funds available to the corporation
1466 as security for bonds or other indebtedness. In recognition of
1467 s. 10, Art. I of the State Constitution, prohibiting the
1468 impairment of obligations of contracts, it is the intent of the
1469 Legislature that ~~no~~ action not be taken whose purpose is to
1470 impair any bond indenture or financing agreement or any revenue
1471 source committed by contract to such bond or other indebtedness.
1472 b. May provide that the corporation employ or otherwise
1473 contract with individuals or other entities to provide
1474 administrative or professional services that may be appropriate
1475 to effectuate the plan. To ensure that the corporation is
1476 operating in an efficient and economic manner while providing
1477 quality service to policyholders, applicants, and agents, the



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1478 board shall commission an independent third-party consultant
1479 having expertise in insurance company management or insurance
1480 company management consulting to prepare a report and make
1481 recommendations on the relative costs and benefits of
1482 outsourcing various policy issuance and service functions to
1483 private servicing carriers or entities performing similar
1484 functions in the private market for a fee, rather than
1485 performing such functions in-house. In making such
1486 recommendations, the consultant shall consider how other
1487 residual markets, both in this state and around the country,
1488 outsource appropriate functions or use servicing carriers to
1489 better match expenses with revenues that fluctuate based on a
1490 widely varying policy count. The report must be completed by
1491 July 1, 2012. Upon receiving the report, the executive director,
1492 with the concurrence of the board, shall develop a plan to
1493 implement the report and submit the plan for review,
1494 modification, and approval to the Financial Services Commission.
1495 Upon the commission's approval of the plan, the board shall
1496 begin implementing the plan by January 1, 2013.
1497 4. Must require that the corporation operate subject to the
1498 supervision and approval of a board of governors consisting of
1499 eight individuals who are residents of this state and who are
1500 from different geographical areas of the ~~this~~ state.
1501 a. The Governor, the Chief Financial Officer, the President
1502 of the Senate, and the Speaker of the House of Representatives
1503 shall each appoint two members of the board. All board members,
1504 except those appointed by the speaker, must be confirmed by the
1505 Senate during the legislative session following their
1506 appointment. At least one of the two members appointed by each



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1507 appointing officer must have demonstrated expertise in insurance
1508 and ~~must be~~ ~~is~~ deemed to be within the scope of the exemption
1509 provided ~~under~~ ~~is~~ s. 112.313(7) (b). The Chief Financial Officer
1510 shall designate one of the appointees as chair for the purpose
1511 of presiding over the orderly conduct of meetings. An appointee
1512 serves as chair for no more than one term. All board members
1513 serve at the pleasure of the appointing officer. All members of
1514 the board are subject to removal at will by the officers who
1515 appointed them. All board members, including the chair, shall
1516 ~~must~~ be appointed ~~to serve~~ for 3-year terms beginning annually
1517 on a date designated by the plan. ~~However, for the first term~~
1518 ~~beginning on or after July 1, 2009, each appointing officer~~
1519 ~~shall appoint one member of the board for a 2-year term and one~~
1520 ~~member for a 3-year term.~~ A board vacancy shall be filled for
1521 the unexpired term by the appointing officer. A board member may
1522 not serve for more than two terms, except that a board member
1523 appointed to fill an unexpired term created by a vacancy may be
1524 appointed for two subsequent terms. The Chief Financial Officer
1525 shall appoint a technical advisory group to provide information
1526 and advice to the executive director and the board in connection
1527 with the corporation's board's duties under this subsection. The
1528 executive director shall be appointed by and serve at the
1529 pleasure of the Governor and the Chief Financial Officer, and
1530 Senior managers of the corporation shall be appointed by the
1531 executive director, with the concurrence of ~~engaged by~~ the
1532 board, and serve at the pleasure of the executive director
1533 board. ~~Appointment of the Any~~ executive director ~~appointed on or~~
1534 ~~after July 1, 2006,~~ is subject to confirmation by the Senate
1535 upon original appointment and upon the election or reelection of



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1536 the Governor and Chief Financial Officer if retained. The
1537 executive director is responsible for employing other staff ~~as~~
1538 the corporation may require, subject to review and concurrence
1539 by the board.

1540 b. The board shall create a Market Accountability Advisory
1541 Committee to assist the corporation in developing awareness of
1542 its rates and its customer and agent service levels in
1543 relationship to the voluntary market insurers writing similar
1544 coverage.

1545 (I) The members of the advisory committee (I) consist of the
1546 following 11 persons, one of whom must be elected chair by the
1547 members of the committee: four representatives, one appointed by
1548 the Florida Association of Insurance Agents, one by the Florida
1549 Association of Insurance and Financial Advisors, one by the
1550 Professional Insurance Agents of Florida, and one by the Latin
1551 American Association of Insurance Agencies; three
1552 representatives appointed by the insurers with the three highest
1553 voluntary market share of residential property insurance
1554 business in the state; one representative from the Office of
1555 Insurance Regulation; one consumer appointed by the board who is
1556 insured by the corporation at the time of appointment to the
1557 committee; one representative appointed by the Florida
1558 Association of Realtors; and one representative appointed by the
1559 Florida Bankers Association. All members shall be appointed to
1560 3-year terms, serve at the pleasure of the board of governors,
1561 and may serve for consecutive terms.

1562 (II) The committee shall report to the corporation at each
1563 board meeting on insurance market issues that which may include
1564 rates and rate competition within ~~with~~ the voluntary market;



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1565 service, including policy issuance, claims processing, and
1566 general responsiveness to policyholders, applicants, and agents;
1567 and matters relating to depopulation.

1568 5. Must provide a procedure for determining the eligibility
1569 of a risk for coverage by the corporation which applies to both
1570 new and renewal policies, as follows:

1571 a. Subject to s. 627.3517, with respect to personal lines
1572 residential risks, if the risk is offered coverage from an
1573 authorized insurer at the insurer's approved rate under a
1574 standard policy including wind coverage or, if consistent with
1575 the insurer's underwriting rules as filed with the office, a
1576 basic policy including wind coverage, ~~for a new application to~~
1577 ~~the corporation for coverage~~, the risk is not eligible for any
1578 policy issued by the corporation unless the premium for coverage
1579 from the authorized insurer is more than 15 percent greater than
1580 the premium for comparable coverage from the corporation. If the
1581 risk is not able to obtain such offer, the risk is eligible for
1582 a standard policy including wind coverage or a basic policy
1583 including wind coverage issued by the corporation; however, if
1584 the risk could not be insured under a standard policy including
1585 wind coverage regardless of market conditions, the risk is
1586 eligible for a basic policy including wind coverage unless
1587 rejected under subparagraph 8. ~~However, a policyholder of the~~
1588 ~~corporation or a policyholder removed from the corporation~~
1589 ~~through an assumption agreement until the end of the assumption~~
1590 ~~period remains eligible for coverage from the corporation~~
1591 ~~regardless of any offer of coverage from an authorized insurer~~
1592 ~~or surplus lines insurer.~~ The corporation shall determine the
1593 type of policy to be provided on the basis of objective



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1594 standards specified in the underwriting manual and based on
1595 generally accepted underwriting practices.

1596 (I) If the risk accepts an offer of coverage through the
1597 market assistance plan or through a mechanism established by the
1598 corporation before a policy is issued to the risk by the
1599 corporation or during the first 30 days of coverage by the
1600 corporation, and the producing agent who submitted the
1601 application to the plan or to the corporation is not currently
1602 appointed by the insurer, the insurer shall:

1603 (A) Pay to the producing agent of record ~~of the policy~~ for
1604 the first year, an amount that is the greater of the insurer's
1605 usual and customary commission for the type of policy written or
1606 a fee equal to the usual and customary commission of the
1607 corporation; or

1608 (B) Offer to allow the producing agent of record ~~of the~~
1609 ~~policy~~ to continue servicing the policy for at least 1 year and
1610 offer to pay the agent the greater of the insurer's or the
1611 corporation's usual and customary commission for the type of
1612 policy written.

1613
1614 If the producing agent is unwilling or unable to accept
1615 appointment, the new insurer shall pay the agent in accordance
1616 with sub-sub-sub-subparagraph (A).

1617 (II) If the corporation enters into a contractual agreement
1618 for a take-out plan, the producing agent of record of the
1619 corporation policy is entitled to retain any unearned commission
1620 on the policy, and the insurer shall:

1621 (A) Pay to the producing agent of record, for the first
1622 year, an amount that is the greater of the insurer's usual and



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1623 customary commission for the type of policy written or a fee
1624 equal to the usual and customary commission of the corporation;
1625 or

1626 (B) Offer to allow the producing agent of record to
1627 continue servicing the policy for at least 1 year and offer to
1628 pay the agent the greater of the insurer's or the corporation's
1629 usual and customary commission for the type of policy written.

1630
1631 If the producing agent is unwilling or unable to accept
1632 appointment, the new insurer shall pay the agent in accordance
1633 with sub-sub-sub-subparagraph (A).

1634 b. With respect to commercial lines residential risks, ~~for~~
1635 ~~a new application to the corporation for coverage,~~ if the risk
1636 is offered coverage under a policy including wind coverage from
1637 an authorized insurer at its approved rate, the risk is not
1638 eligible for a policy issued by the corporation unless the
1639 premium for coverage from the authorized insurer is more than 15
1640 percent greater than the premium for comparable coverage from
1641 the corporation. If the risk is not able to obtain any such
1642 offer, the risk is eligible for a policy including wind coverage
1643 issued by the corporation. ~~However, a policyholder of the~~
1644 ~~corporation or a policyholder removed from the corporation~~
1645 ~~through an assumption agreement until the end of the assumption~~
1646 ~~period remains eligible for coverage from the corporation~~
1647 ~~regardless of an offer of coverage from an authorized insurer or~~
1648 ~~surplus lines insurer.~~

1649 (I) If the risk accepts an offer of coverage through the
1650 market assistance plan or through a mechanism established by the
1651 corporation before a policy is issued to the risk by the



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1652 corporation or during the first 30 days of coverage by the
1653 corporation, and the producing agent who submitted the
1654 application to the plan or the corporation is not currently
1655 appointed by the insurer, the insurer shall:

1656 (A) Pay to the producing agent of record ~~of the policy,~~ for
1657 the first year, an amount that is the greater of the insurer's
1658 usual and customary commission for the type of policy written or
1659 a fee equal to the usual and customary commission of the
1660 corporation; or

1661 (B) Offer to allow the producing agent of record ~~of the~~
1662 ~~policy~~ to continue servicing the policy for at least 1 year and
1663 offer to pay the agent the greater of the insurer's or the
1664 corporation's usual and customary commission for the type of
1665 policy written.

1666
1667 If the producing agent is unwilling or unable to accept
1668 appointment, the new insurer shall pay the agent in accordance
1669 with sub-sub-sub-subparagraph (A).

1670 (II) If the corporation enters into a contractual agreement
1671 for a take-out plan, the producing agent of record of the
1672 corporation policy is entitled to retain any unearned commission
1673 on the policy, and the insurer shall:

1674 (A) Pay to the producing agent of record, for the first
1675 year, an amount that is the greater of the insurer's usual and
1676 customary commission for the type of policy written or a fee
1677 equal to the usual and customary commission of the corporation;
1678 or

1679 (B) Offer to allow the producing agent of record to
1680 continue servicing the policy for at least 1 year and offer to



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1681 pay the agent the greater of the insurer's or the corporation's
1682 usual and customary commission for the type of policy written.

1683

1684 If the producing agent is unwilling or unable to accept
1685 appointment, the new insurer shall pay the agent in accordance
1686 with sub-sub-sub-subparagraph (A).

1687 c. For purposes of determining comparable coverage under
1688 sub-subparagraphs a. and b., the comparison must be based on
1689 those forms and coverages that are reasonably comparable. The
1690 corporation may rely on a determination of comparable coverage
1691 and premium made by the producing agent who submits the
1692 application to the corporation, made in the agent's capacity as
1693 the corporation's agent. A comparison may be made solely of the
1694 premium with respect to the main building or structure ~~only~~ on
1695 the following basis: the same coverage A or other building
1696 limits; the same percentage hurricane deductible that applies on
1697 an annual basis or that applies to each hurricane for commercial
1698 residential property; the same percentage of ordinance and law
1699 coverage, if the same limit is offered by both the corporation
1700 and the authorized insurer; the same mitigation credits, to the
1701 extent the same types of credits are offered both by the
1702 corporation and the authorized insurer; the same method for loss
1703 payment, such as replacement cost or actual cash value, if the
1704 same method is offered both by the corporation and the
1705 authorized insurer in accordance with underwriting rules; and
1706 any other form or coverage that is reasonably comparable as
1707 determined by the board. If an application is submitted to the
1708 corporation for wind-only coverage in the coastal account, the
1709 premium for the corporation's wind-only policy plus the premium



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1710 for the ex-wind policy that is offered by an authorized insurer
1711 to the applicant must be compared to the premium for multiperil
1712 coverage offered by an authorized insurer, subject to the
1713 standards for comparison specified in this subparagraph. If the
1714 corporation or the applicant requests from the authorized
1715 insurer a breakdown of the premium of the offer by types of
1716 coverage so that a comparison may be made by the corporation or
1717 its agent and the authorized insurer refuses or is unable to
1718 provide such information, the corporation may treat the offer as
1719 not being an offer of coverage from an authorized insurer at the
1720 insurer's approved rate.

1721 6. Must include rules for classifications of risks and
1722 rates.

1723 7. Must provide that if premium and investment income for
1724 an account attributable to a particular calendar year are in
1725 excess of projected losses and expenses for the account
1726 attributable to that year, such excess ~~must~~ shall be held in
1727 surplus in the account. Such surplus must be available to defray
1728 deficits in that account as to future years and used for that
1729 purpose before assessing assessable insurers and assessable
1730 insureds as to any calendar year.

1731 8. Must provide objective criteria and procedures that are
1732 ~~to be~~ uniformly applied to all applicants in determining whether
1733 an individual risk is so hazardous as to be uninsurable. In
1734 making this determination and in establishing the criteria and
1735 procedures, the following must be considered:

1736 a. Whether the likelihood of a loss for the individual risk
1737 is substantially higher than for other risks of the same class;
1738 and



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1739 b. Whether the uncertainty associated with the individual
1740 risk is such that an appropriate premium cannot be determined.
1741

1742 The acceptance or rejection of a risk by the corporation shall
1743 be construed as the private placement of insurance, and the
1744 provisions of chapter 120 do not apply.

1745 9. Must provide that the corporation make its best efforts
1746 to procure catastrophe reinsurance at reasonable rates, to cover
1747 its projected 100-year probable maximum loss as determined by
1748 the board of governors.

1749 10. Must provide that the policies issued by the
1750 corporation ~~must~~ provide that if the corporation or the market
1751 assistance plan obtains an offer from an authorized insurer to
1752 cover the risk at its approved rates, the risk is no longer
1753 eligible for renewal through the corporation, except as
1754 otherwise provided in this subsection.

1755 11. Must provide that corporation policies and applications
1756 ~~must~~ include a notice that the corporation policy could, under
1757 this section, be replaced with a policy issued by an authorized
1758 insurer which does not provide coverage identical to the
1759 coverage provided by the corporation. The notice must also
1760 specify that acceptance of corporation coverage creates a
1761 conclusive presumption that the applicant or policyholder is
1762 aware of this potential.

1763 12. May establish, subject to approval by the office,
1764 different eligibility requirements and operational procedures
1765 for any line or type of coverage for any specified county or
1766 area if the board determines that such changes are justified due
1767 to the voluntary market being sufficiently stable and



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1768 competitive in such area or for such line or type of coverage
1769 and that consumers who, in good faith, are unable to obtain
1770 insurance through the voluntary market through ordinary methods
1771 continue to have access to coverage from the corporation. If
1772 coverage is sought in connection with a real property transfer,
1773 the requirements and procedures may not provide an effective
1774 date of coverage later than the date of the closing of the
1775 transfer as established by the transferor, the transferee, and,
1776 if applicable, the lender.

1777 13. Must provide that, with respect to the coastal account,
1778 any assessable insurer that has ~~with~~ a surplus as to
1779 policyholders of \$25 million or less writing 25 percent or more
1780 of its total countrywide property insurance premiums in this
1781 state may ~~petition the office~~, within the first 90 days of each
1782 calendar year, petition the office to qualify as a limited
1783 apportionment company. A regular assessment levied by the
1784 corporation on a limited apportionment company for a deficit
1785 incurred by the corporation for the coastal account may be paid
1786 to the corporation on a monthly basis as the assessments are
1787 collected by the limited apportionment company from its
1788 insureds. ~~The, but a~~ limited apportionment company must begin
1789 collecting the regular assessments within ~~not later than~~ 90 days
1790 after the regular assessments are levied by the corporation, and
1791 the regular assessments must be paid in full within 15 months
1792 after being levied by the corporation. A limited apportionment
1793 company shall collect from its policyholders any emergency
1794 assessment imposed under sub-subparagraph (b)3.d. The plan must
1795 provide that, if the office determines that any regular
1796 assessment will result in an impairment of the surplus of a



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1797 limited apportionment company, the office may direct that all or
1798 part of such assessment be deferred as provided in subparagraph
1799 (q)4. However, an emergency assessment to be collected from
1800 policyholders under sub-subparagraph (b)3.d. may not be limited
1801 or deferred.

1802 14. Must provide that the corporation appoint as its
1803 licensed agents only those agents who at the time of initial
1804 appointment also hold an appointment as defined in s. 626.015(3)
1805 with an insurer who ~~at the time of the agent's initial~~
1806 ~~appointment by the corporation~~ is authorized to write and is
1807 actually writing personal lines residential property coverage,
1808 commercial residential property coverage, or commercial
1809 nonresidential property coverage within the state. As a
1810 condition of continued appointment, agents of the corporation
1811 must maintain appropriate documentation specified by the
1812 corporation which warrants and certifies that alternative
1813 coverage was annually sought for each risk placed by that agent
1814 with the corporation in accordance with s. 627.3518. After
1815 January 1, 2014, if an agent places a policy with the
1816 corporation which was ineligible for coverage based on
1817 eligibility standards at the time of placement, agent
1818 commissions may not be paid on that policy.

1819 15. Must provide a premium payment plan option to its
1820 policyholders which, at a minimum, allows for quarterly and
1821 semiannual payment of premiums. A monthly payment plan may, but
1822 is not required to, be offered.

1823 16. Must limit coverage on mobile homes or manufactured
1824 homes built before 1994 to actual cash value of the dwelling
1825 rather than replacement costs of the dwelling.



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1826 17. May provide such limits of coverage as the board
1827 determines, consistent with the requirements of this subsection.

1828 18. May require commercial property to meet specified
1829 hurricane mitigation construction features as a condition of
1830 eligibility for coverage.

1831 19. Must provide that new or renewal policies issued by the
1832 corporation on or after January 1, 2012, which cover sinkhole
1833 loss do not include coverage for any loss to appurtenant
1834 structures, driveways, sidewalks, decks, or patios that are
1835 directly or indirectly caused by sinkhole activity. The
1836 corporation shall exclude such coverage using a notice of
1837 coverage change, which may be included with the policy renewal,
1838 and not by issuance of a notice of nonrenewal of the excluded
1839 coverage upon renewal of the current policy.

1840 20. Must, as of July January 1, 2014 2012, ~~must~~ require
1841 that the agent obtain from an applicant for coverage from the
1842 corporation an acknowledgment signed by the applicant, which
1843 includes, at a minimum, the following statement:

1844
1845 ACKNOWLEDGMENT OF POTENTIAL SURCHARGE AND ASSESSMENT LIABILITY:

1846
1847 1. AS A POLICYHOLDER OF CITIZENS PROPERTY INSURANCE
1848 CORPORATION, I UNDERSTAND THAT IF THE CORPORATION SUSTAINS A
1849 DEFICIT AS A RESULT OF HURRICANE LOSSES OR FOR ANY OTHER REASON,
1850 MY POLICY COULD BE SUBJECT TO SURCHARGES, WHICH WILL BE DUE AND
1851 PAYABLE UPON RENEWAL, CANCELLATION, OR TERMINATION OF THE
1852 POLICY, AND THAT THE SURCHARGES COULD BE AS HIGH AS 45 PERCENT
1853 OF MY PREMIUM, OR A DIFFERENT AMOUNT AS IMPOSED BY THE FLORIDA
1854 LEGISLATURE.



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1855 2. I UNDERSTAND THAT I CAN AVOID THE CITIZENS POLICYHOLDER
1856 SURCHARGE, WHICH COULD BE AS HIGH AS 45 PERCENT OF MY PREMIUM,
1857 BY OBTAINING COVERAGE FROM A PRIVATE MARKET INSURER AND THAT TO
1858 BE ELIGIBLE FOR COVERAGE BY CITIZENS I MUST FIRST TRY TO OBTAIN
1859 PRIVATE MARKET COVERAGE BEFORE APPLYING FOR OR RENEWING COVERAGE
1860 WITH CITIZENS. I UNDERSTAND THAT PRIVATE MARKET INSURANCE RATES
1861 ARE REGULATED AND APPROVED BY THE STATE.

1862 3.2- I ALSO UNDERSTAND THAT I MAY BE SUBJECT TO EMERGENCY
1863 ASSESSMENTS TO THE SAME EXTENT AS POLICYHOLDERS OF OTHER
1864 INSURANCE COMPANIES, OR A DIFFERENT AMOUNT AS IMPOSED BY THE
1865 FLORIDA LEGISLATURE.

1866 4.3- I ALSO UNDERSTAND THAT CITIZENS PROPERTY INSURANCE
1867 CORPORATION IS NOT SUPPORTED BY THE FULL FAITH AND CREDIT OF THE
1868 STATE OF FLORIDA.

1869 a. The corporation shall maintain, in electronic format or
1870 otherwise, a copy of the applicant's signed acknowledgment and
1871 provide a copy of the statement to the policyholder as part of
1872 his or her ~~the first~~ renewal after the effective date of this
1873 subparagraph.

1874 b. The signed acknowledgment form creates a conclusive
1875 presumption that the policyholder understood and accepted his or
1876 her potential surcharge and assessment liability as a
1877 policyholder of the corporation.

1878 (g) The executive director, with the concurrence of the
1879 board, shall determine whether it is more cost-effective and in
1880 the best interests of the corporation to use legal services
1881 provided by in-house attorneys employed by the corporation
1882 rather than contracting with outside counsel. In making such
1883 determination, the board shall document its findings and ~~shall~~



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1884 consider+ the expertise needed; whether time commitments exceed
1885 in-house staff resources; whether local representation is
1886 needed; the travel, lodging and other costs associated with in-
1887 house representation; and such other factors that the board
1888 determines are relevant.

1889 (i)1. The Office of the Internal Auditor is established
1890 within the corporation to provide a central point for
1891 coordination of and responsibility for activities that promote
1892 accountability, integrity, and efficiency to the policyholders
1893 and to the taxpayers of this state. The internal auditor shall
1894 be appointed by the board of governors, shall report to and be
1895 under the general supervision of the board of governors, and is
1896 not subject to supervision by an ~~any~~ employee of the
1897 corporation. Administrative staff and support shall be provided
1898 by the corporation. The internal auditor shall be appointed
1899 without regard to political affiliation. It is the duty and
1900 responsibility of the internal auditor to:

1901 a. Provide direction for, supervise, conduct, and
1902 coordinate audits, investigations, and management reviews
1903 relating to the programs and operations of the corporation.

1904 b. Conduct, supervise, or coordinate other activities
1905 carried out or financed by the corporation for the purpose of
1906 promoting efficiency in the administration of, or preventing and
1907 detecting fraud, abuse, and mismanagement in, its programs and
1908 operations.

1909 c. Submit final audit reports, reviews, or investigative
1910 reports to the board of governors, the executive director, the
1911 members of the Financial Services Commission, and the President
1912 of the Senate and the Speaker of the House of Representatives.



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1913 d. Keep the executive director and the board of governors
1914 informed concerning fraud, abuses, and internal control
1915 deficiencies relating to programs and operations administered or
1916 financed by the corporation, recommend corrective action, and
1917 report on the progress made in implementing corrective action.

1918 e. Report expeditiously to the Department of Law
1919 Enforcement or other law enforcement agencies, as appropriate,
1920 whenever the internal auditor has reasonable grounds to believe
1921 there has been a violation of criminal law.

1922 f. Cooperate and coordinate activities with the
1923 corporation's inspector general.

1924 2. On or before February 15, the internal auditor shall
1925 prepare an annual report evaluating the effectiveness of the
1926 internal controls of the corporation and providing
1927 recommendations for corrective action, if necessary, and
1928 summarizing the audits, reviews, and investigations conducted by
1929 the office during the preceding fiscal year. The final report
1930 shall be furnished to the board of governors and the executive
1931 director, the President of the Senate, the Speaker of the House
1932 of Representatives, and the Financial Services Commission.

1933 (m) 1. The Auditor General shall conduct an operational
1934 audit of the corporation annually every 3 years to evaluate
1935 management's performance in administering laws, policies, and
1936 procedures governing the operations of the corporation in an
1937 efficient and effective manner. The scope of the review must
1938 shall include, but is not limited to, evaluating claims
1939 handling, customer service, take-out programs and bonuses;
1940 financing arrangements made to address a 100-year probable
1941 maximum loss; personnel costs and administration; underwriting,



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1942 including processes designed to ensure compliance with policy
1943 eligibility requirements of law; procurement of goods and
1944 services; internal controls; ~~and~~ the internal audit function;
1945 and related internal controls. A copy of the report shall be
1946 provided to the corporation's board, the President of the
1947 Senate, the Speaker of the House of Representatives, each member
1948 of the Financial Services Commission, and the Office of
1949 Insurance Regulation. The initial audit must be completed by
1950 February 1, 2009.

1951 2. The executive director, with the concurrence of the
1952 board, shall contract with an independent auditing firm to
1953 conduct a performance audit of the corporation every 2 years.
1954 The objectives of the audit include, but are not limited to, an
1955 evaluation, within the context of insurance industry best
1956 practices, of the corporation's strategic planning processes,
1957 the functionality of the corporation's organizational structure,
1958 the compensation levels of senior management, and the overall
1959 management and operations of the corporation. A copy of the
1960 audit report shall be provided to the corporation's board, the
1961 President of the Senate, the Speaker of the House of
1962 Representatives, each member of the Financial Services
1963 Commission, the Office of Insurance Regulation, and the Auditor
1964 General. The initial audit must be completed by June 1, 2014.

1965 (q) 1. The corporation shall certify to the office its needs
1966 for annual assessments as to a particular calendar year, and for
1967 any interim assessments that it deems ~~to be~~ necessary to sustain
1968 operations as to a particular year pending the receipt of annual
1969 assessments. Upon verification, the office shall approve such
1970 certification, and the corporation shall levy such annual or



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1971 interim assessments. Such assessments shall be prorated as
1972 provided in paragraph (b). The corporation shall take all
1973 reasonable and prudent steps necessary to collect the amount of
1974 assessments due from each assessable insurer, including, if
1975 prudent, filing suit to collect the assessments, and the office
1976 may provide such assistance to the corporation it deems
1977 appropriate. If the corporation is unable to collect an
1978 assessment from any assessable insurer, the uncollected
1979 assessments shall be levied as an additional assessment against
1980 the assessable insurers and any assessable insurer required to
1981 pay an additional assessment as a result of such failure to pay
1982 shall have a cause of action against ~~the such~~ nonpaying
1983 assessable insurer. Assessments must ~~shall~~ be included ~~as an~~
1984 ~~appropriate factor~~ in the making of rates. The failure of a
1985 surplus lines agent to collect and remit any regular or
1986 emergency assessment levied by the corporation is ~~considered to~~
1987 ~~be~~ a violation of s. 626.936 and subjects the surplus lines
1988 agent to the penalties provided in that section.

1989 2. The governing body of any unit of local government, any
1990 residents of which are insured by the corporation, may issue
1991 bonds as defined in s. 125.013 or s. 166.101 ~~from time to time~~
1992 to fund an assistance program, in conjunction with the
1993 corporation, for the purpose of defraying deficits of the
1994 corporation. In order to avoid needless and indiscriminate
1995 proliferation, duplication, and fragmentation of such assistance
1996 programs, the any unit of local government, ~~any residents of~~
1997 ~~which are insured by the corporation,~~ may provide for the
1998 payment of losses, regardless of whether or not the losses
1999 occurred within or outside of the territorial jurisdiction of



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2000 the local government. Revenue bonds under this subparagraph may
2001 not be issued until validated pursuant to chapter 75, unless a
2002 state of emergency is declared by executive order or
2003 proclamation of the Governor pursuant to s. 252.36 which makes
2004 ~~making~~ such findings as are necessary to determine that it is in
2005 the best interests of, and necessary for, the protection of the
2006 public health, safety, and general welfare of residents of this
2007 state and declaring it an essential public purpose to permit
2008 certain municipalities or counties to issue such bonds as will
2009 permit relief to claimants and policyholders of the corporation.
2010 Any such unit of local government may enter into ~~such~~ contracts
2011 with the corporation and with any other entity created pursuant
2012 to this subsection as ~~are~~ necessary to carry out this paragraph.
2013 Any bonds issued are under this subparagraph shall be payable
2014 from and secured by moneys received by the corporation from
2015 emergency assessments under sub-subparagraph (b)3.d., and
2016 assigned and pledged to or on behalf of the unit of local
2017 government for the benefit of the holders of such bonds. The
2018 funds, credit, property, and taxing power of the state or of the
2019 unit of local government may shall not be pledged for the
2020 payment of such bonds.

2021 3.~~a~~ The corporation shall adopt one or more programs
2022 subject to approval by the office for the reduction of both new
2023 and renewal writings by ~~is~~ the corporation. The corporation may
2024 consider any prudent and not unfairly discriminatory approach to
2025 reducing corporation writings.

2026 a. The corporation may adopt a credit against assessment
2027 liability or other liability which provides an incentive for
2028 insurers to take and keep risks out of the corporation by



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2029 ~~maintaining or increasing voluntary writings in counties or~~
2030 ~~areas in which corporation risks are highly concentrated, and a~~
2031 ~~program to provide a formula under which an insurer voluntarily~~
2032 ~~taking risks out of the corporation by maintaining or increasing~~
2033 ~~voluntary writings is relieved, wholly or partially, from~~
2034 ~~assessments under sub-subparagraph (b)3.a.~~

2035 ~~b. Beginning January 1, 2008, Any program the corporation~~
2036 ~~adopts for the payment of bonuses to an insurer for each risk~~
2037 ~~the insurer removes from the corporation must shall comply with~~
2038 ~~s. 627.3511(2) and may not exceed the amount referenced in s.~~
2039 ~~627.3511(2) for each risk removed. The corporation may consider~~
2040 ~~any prudent and not unfairly discriminatory approach to reducing~~
2041 ~~corporation writings, and may adopt a credit against assessment~~
2042 ~~liability or other liability that provides an incentive for~~
2043 ~~insurers to take risks out of the corporation and to keep risks~~
2044 ~~out of the corporation by maintaining or increasing voluntary~~
2045 ~~writings in counties or areas in which corporation risks are~~
2046 ~~highly concentrated and a program to provide a formula under~~
2047 ~~which an insurer voluntarily taking risks out of the corporation~~
2048 ~~by maintaining or increasing voluntary writings will be relieved~~
2049 ~~wholly or partially from assessments under sub-subparagraph~~
2050 ~~(b)3.a. However, Any "take-out bonus" or payment to an insurer~~
2051 ~~must be conditioned on the property being insured for at least 5~~
2052 ~~years by the insurer, unless canceled or nonrenewed by the~~
2053 ~~policyholder. If the policy is canceled or nonrenewed by the~~
2054 ~~policyholder before the end of the 5-year period, the amount of~~
2055 ~~the take-out bonus must be prorated for the time period the~~
2056 ~~policy was insured. If when the corporation enters into a~~
2057 ~~contractual agreement for a take-out plan, the producing agent~~



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2058 of record of the corporation policy is entitled to retain any
2059 unearned commission on such policy, and the insurer shall
2060 either:
2061 (I) Pay to the producing agent of record of the policy, for
2062 the first year, an amount which is the greater of the insurer's
2063 usual and customary commission for the type of policy written or
2064 a policy fee equal to the usual and customary commission of the
2065 corporation; or
2066 (II) Offer to allow the producing agent of record ~~of the~~
2067 ~~policy~~ to continue servicing the policy for at least a period of
2068 ~~not less than~~ 1 year and offer to pay the agent the insurer's
2069 usual and customary commission for the type of policy written.
2070 If the producing agent is unwilling or unable to accept
2071 appointment by the new insurer, the new insurer shall pay the
2072 agent in accordance with sub-sub-subparagraph (I).
2073 ~~c.b.~~ Any credit or exemption from regular assessments
2074 adopted under this subparagraph shall last up to no longer than
2075 ~~the 3 years after following~~ the cancellation or expiration of
2076 the policy by the corporation. With the approval of the office,
2077 the board may extend such credits for an additional year if the
2078 insurer guarantees an additional year of renewability for all
2079 policies removed from the corporation, or for 2 additional years
2080 if the insurer guarantees 2 additional years of renewability for
2081 all policies so removed.
2082 ~~d.e. A There shall be no~~ credit, limitation, exemption, or
2083 deferment from emergency assessments ~~to be~~ collected from
2084 policyholders pursuant to sub-subparagraph (b)3.d. is
2085 prohibited.
2086 4. The corporation plan shall provide for the deferment, in



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2087 whole or in part, of the assessment of an assessable insurer,
2088 other than an emergency assessment collected from policyholders
2089 pursuant to sub-subparagraph (b)3.d., if the office finds that
2090 payment of the assessment would endanger or impair the solvency
2091 of the insurer. ~~If In the event~~ an assessment against an
2092 assessable insurer is deferred in whole or in part, the amount
2093 by which such assessment is deferred may be assessed against the
2094 other assessable insurers in a manner consistent with the basis
2095 for assessments set forth in paragraph (b).

2096 5. ~~Effective July 1, 2007,~~ In order to evaluate the costs
2097 and benefits of approved take-out plans, if the corporation pays
2098 a bonus or other payment to an insurer for an approved take-out
2099 plan, it shall maintain a record of the address or such other
2100 identifying information on the property or risk removed in order
2101 to track if and when the property or risk is later insured by
2102 the corporation.

2103 ~~6.~~ Any policy taken out, assumed, or removed from the
2104 corporation is, as of the effective date of the take-out,
2105 assumption, or removal, direct insurance issued by the insurer
2106 and not by the corporation, even if the corporation continues to
2107 service the policies. This subparagraph applies to policies of
2108 the corporation and not policies taken out, assumed, or removed
2109 from any other entity.

2110 6. The corporation may adopt one or more programs to
2111 encourage authorized insurers to remove policies from the
2112 corporation through a loan from the corporation to an insurer
2113 secured by a surplus note that contains such necessary and
2114 reasonable provisions as the corporation requires. Such surplus
2115 note is subject to the review and approval of the office



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2116 pursuant to s. 628.401. The corporation may include, but is not
2117 limited to, provisions regarding the maximum size of a loan to
2118 an insurer, capital matching requirements, the relationship
2119 between the aggregate number of policies or amount of loss
2120 exposure removed from the association and the amount of a loan,
2121 retention requirements related to policies removed from the
2122 corporation, and limitations on the number of insurers receiving
2123 loans from the corporation under any one management group in
2124 whatever form or arrangement. If a loan secured by a surplus
2125 note is provided to a new mutual insurance company, the
2126 corporation may require the board of the new mutual insurer to
2127 have a majority of independent board members, may restrict the
2128 ability of the new mutual insurer to convert to a stock insurer
2129 while the mutual insurer owes any principal or interest under
2130 the surplus note to the corporation, establish a capital match
2131 requirement of up to \$1 of private capital for each \$4 of the
2132 corporation's loan to a new mutual insurer, and limit the
2133 eligibility of a new mutual insurer for a waiver of the ceding
2134 commission traditionally associated with take-out programs from
2135 the corporation to those new mutual insurers that agree
2136 contractually to maintain an expense ratio below 20 per cent of
2137 written premium. For this purpose, the term "expense ratio"
2138 means the sum of agent commissions and other acquisition
2139 expenses; general and administrative expenses; and premium
2140 taxes, licenses, and fees, divided by the gross written premium.

2141 (z) In enacting the provisions of this section, the
2142 Legislature recognizes that both the Florida Windstorm
2143 Underwriting Association and the Residential Property and
2144 Casualty Joint Underwriting Association have entered into



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2145 financing arrangements that obligate each entity to service its
2146 debts and maintain the capacity to repay funds secured under
2147 these financing arrangements. It is the intent of the
2148 Legislature that ~~nothing in~~ this section not be construed to
2149 compromise, diminish, or interfere with the rights of creditors
2150 under such financing arrangements. It is further the intent of
2151 the Legislature to preserve the obligations of the Florida
2152 Windstorm Underwriting Association and Residential Property and
2153 Casualty Joint Underwriting Association with regard to
2154 outstanding financing arrangements, with such obligations
2155 passing entirely and unchanged to the corporation and,
2156 specifically, to the applicable account of the corporation. So
2157 long as any bonds, notes, indebtedness, or other financing
2158 obligations of the Florida Windstorm Underwriting Association or
2159 the Residential Property and Casualty Joint Underwriting
2160 Association are outstanding, under the terms of the financing
2161 documents pertaining to them, the executive director of the
2162 corporation, with the concurrence of the governing board, of the
2163 corporation shall have and shall exercise the authority to levy,
2164 charge, collect, and receive all premiums, assessments,
2165 surcharges, charges, revenues, and receipts that the
2166 associations had authority to levy, charge, collect, or receive
2167 under the provisions of subsection (2) and this subsection,
2168 respectively, as they existed on January 1, 2002, to provide
2169 moneys, without exercise of the authority provided by this
2170 subsection, in at least the amounts, and by the times, as would
2171 be provided under those former provisions of subsection (2) or
2172 this subsection, respectively, so that the value, amount, and
2173 collectability of any assets, revenues, or revenue source



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2174 pledged or committed to, or any lien thereon securing such
2175 outstanding bonds, notes, indebtedness, or other financing
2176 obligations ~~is will not be~~ diminished, impaired, or adversely
2177 affected by the amendments made by this section ~~act~~ and to
2178 permit compliance with all provisions of financing documents
2179 pertaining to such bonds, notes, indebtedness, or other
2180 financing obligations, or the security or credit enhancement for
2181 them, and any reference in this subsection to bonds, notes,
2182 indebtedness, financing obligations, or similar obligations, of
2183 the corporation must ~~shall~~ include like instruments or contracts
2184 of the Florida Windstorm Underwriting Association and the
2185 Residential Property and Casualty Joint Underwriting Association
2186 to the extent not inconsistent with the ~~provisions of the~~
2187 financing documents pertaining to them.

2188 (gg) The Office of Inspector General is established within
2189 the corporation to provide a central point for coordination of
2190 and responsibility for activities that promote accountability,
2191 integrity, and efficiency. The office shall be headed by an
2192 inspector general, which is a senior management position that
2193 involves planning, coordinating, and performing activities
2194 assigned to and assumed by the inspector general for the
2195 corporation.

2196 1. The inspector general shall be appointed by the
2197 Financial Services Commission and may be removed from office
2198 only by the commission. The inspector general shall be appointed
2199 without regard to political affiliation.

2200 a. At a minimum, the inspector general must possess a
2201 bachelor's degree from an accredited college or university and 8
2202 years of professional experience related to the duties of an



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2203 inspector general as described in this paragraph, of which 5
2204 years must have been at a supervisory level.

2205 b. Until June 30, 2014, the inspector general shall be
2206 under the general supervision of the Financial Services
2207 Commission and not subject to the supervision of any employee of
2208 the corporation. Beginning July 1, 2014, the inspector general
2209 shall report to, and be under the supervision of, the chair of
2210 the board of governors. The executive director or corporation
2211 staff may not prevent or prohibit the inspector general from
2212 initiating, carrying out, or completing any review, evaluation,
2213 or investigation.

2214 2. The inspector general shall initiate, direct,
2215 coordinate, participate in, and perform studies, reviews,
2216 evaluations, and investigations designed to assess management
2217 practices; compliance with laws, rules, and policies; and
2218 program effectiveness and efficiency. This includes:

2219 a. Conducting internal examinations; investigating
2220 allegations of fraud, waste, abuse, malfeasance, mismanagement,
2221 employee misconduct, or violations of corporation policies; and
2222 conducting any other investigations as directed by the Financial
2223 Services Commission or as independently determined.

2224 b. Evaluating and recommending actions regarding security,
2225 the ethical behavior of personnel and vendors, and compliance
2226 with rules, laws, policies, and personnel matters; and rendering
2227 ethics opinions.

2228 c. Overseeing or participating in personnel and
2229 administrative policy compliance and management, operational
2230 reviews, and conducting and selecting human resources-related
2231 advice and consultation.



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2232 d. In conjunction with the ethics and compliance officer,
2233 evaluating the application of a corporation code of ethics,
2234 providing input on the design and content of ethics-related
2235 policy training courses, educating employees on the code and on
2236 appropriate conduct, and checking for compliance.

2237 e. Participating in policy development and review. This
2238 includes working collaboratively with the ethics and compliance
2239 officer in the creation, modification, and maintenance of
2240 personnel and administrative services policies and in the
2241 identification of policy enhancements; and researching policy-
2242 related issues.

2243 f. Participating in the activities of the senior management
2244 team and evaluating the management's compliance with recommended
2245 solutions.

2246 g. Cooperating and coordinating activities with the chief
2247 of internal audit, but not conducting internal audits.

2248 h. Maintaining records of investigations and discipline in
2249 accordance with established policies.

2250 i. Supervising and directing the tasks and assignments of
2251 the staff assigned to assist with the inspector general's
2252 projects. This includes regular review and feedback regarding
2253 work in progress and upon completion and providing input
2254 regarding relevant training and staff development activities as
2255 warranted.

2256 j. Directing, planning, preparing, and presenting interim
2257 and final reports and oral briefings to the Financial Services
2258 Commission and the executive director which communicate the
2259 results of studies, reviews, and investigations.

2260 k. Providing the executive director with independent and



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2261 objective assessments of programs and activities.
2262 1. Completing special projects and assignments as directed
2263 by the Financial Services Commission and performing other duties
2264 as requested by the commission.
2265 3. At least annually, the inspector general shall provide a
2266 report to the President of the Senate and the Speaker of the
2267 House of Representatives regarding the corporation's
2268 clearinghouse and the extent to which policies are being
2269 returned to the voluntary market. This report must include an
2270 analysis regarding the effectiveness of the clearinghouse in
2271 encouraging voluntary market participation in depopulation.
2272 Section 10. Effective October 1, 2013, paragraph (e) of
2273 subsection (6) of section 627.351, Florida Statutes, is amended
2274 to read
2275 627.351 Insurance risk apportionment plans.—
2276 (6) CITIZENS PROPERTY INSURANCE CORPORATION.—
2277 (e) The corporation is subject to s. 287.057 for the
2278 purchase of commodities and contractual services except as
2279 otherwise provided in this paragraph. Services provided by
2280 traders or technical experts to assist a licensed adjuster
2281 in the evaluation of individual claims are not subject to the
2282 procurement requirements of this section. Additionally, the
2283 procurement of financial services providers and underwriters
2284 must be made pursuant to s. 627.3513 Purchases that equal or
2285 exceed \$2,500, but are less than \$25,000, shall be made by
2286 receipt of written quotes, written record of telephone quotes,
2287 or informal bids, whenever practical. The procurement of goods
2288 or services valued at or over \$25,000 shall be subject to
2289 competitive solicitation, except in situations where the goods



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2290 ~~or services are provided by a sole source or are deemed an~~
2291 ~~emergency purchase; the services are exempted from competitive~~
2292 ~~solicitation requirements under s. 287.057(3)(f); or the~~
2293 ~~procurement of services is subject to s. 627.3513. Justification~~
2294 ~~for the sole-sourcing or emergency procurement must be~~
2295 ~~documented. Contracts for goods or services valued at or more~~
2296 ~~than ~~over~~ \$100,000 are subject to approval by the board.~~
2297 1. The corporation is an agency for the purposes of s.
2298 287.057, except for subsection (22) of that section for which
2299 the corporation is an eligible user.
2300 a. The authority of the Department of Management Services
2301 and the Chief Financial Officer under s. 287.057 extends to the
2302 corporation as if the corporation were an agency.
2303 b. The executive director of the corporation is the agency
2304 head under s. 287.057, except for resolution of bid protests for
2305 which the board would serve as the agency head.
2306 2. The corporation must provide notice of a decision or
2307 intended decision concerning a solicitation, contract award, or
2308 exceptional purchase by electronic posting. Such notice must
2309 contain the following statement: "Failure to file a protest
2310 within the time prescribed in this section constitutes a waiver
2311 of proceedings."
2312 a. A person adversely affected by the corporation's
2313 decision or intended decision to award a contract pursuant to s.
2314 287.057(1) or s. 287.057(3)(c) who elects to challenge the
2315 decision must file a written notice of protest with the
2316 executive director of the corporation within 72 hours after the
2317 corporation posts a notice of its decision or intended decision.
2318 For a protest of the terms, conditions, and specifications



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2319 contained in a solicitation, including any provisions governing
2320 the methods for ranking bids, proposals, replies, awarding
2321 contracts, reserving rights of further negotiation, or modifying
2322 or amending any contract, the notice of protest must be filed in
2323 writing within 72 hours after the posting of the solicitation.
2324 Saturdays, Sundays, and state holidays are excluded in the
2325 computation of the 72-hour time period.

2326 b. A formal written protest must be filed within 10 days
2327 after the date the notice of protest is filed. The formal
2328 written protest must state with particularity the facts and law
2329 upon which the protest is based. Upon receipt of a formal
2330 written protest that has been timely filed, the corporation must
2331 stop the solicitation or contract award process until the
2332 subject of the protest is resolved by final board action unless
2333 the executive director sets forth in writing particular facts
2334 and circumstances that require the continuance of the
2335 solicitation or contract award process without delay in order to
2336 avoid an immediate and serious danger to the public health,
2337 safety, or welfare. The corporation must provide an opportunity
2338 to resolve the protest by mutual agreement between the parties
2339 within 7 business days after receipt of the formal written
2340 protest. If the subject of a protest is not resolved by mutual
2341 agreement within 7 business days, the corporation's board must
2342 place the protest on the agenda and resolve it at its next
2343 regularly scheduled meeting. The protest must be heard by the
2344 board at a publicly noticed meeting in accordance with
2345 procedures established by the board.

2346 c. In a protest of an invitation-to-bid or request-for-
2347 proposals procurement, submissions made after the bid or



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2348 proposal opening which amend or supplement the bid or proposal
2349 may not be considered. In protesting an invitation-to-negotiate
2350 procurement, submissions made after the corporation announces
2351 its intent to award a contract, reject all replies, or withdraw
2352 the solicitation that amends or supplements the reply may not be
2353 considered. Unless otherwise provided by law, the burden of
2354 proof rests with the party protesting the corporation's action.
2355 In a competitive-procurement protest, other than a rejection of
2356 all bids, proposals, or replies, the corporation's board must
2357 conduct a de novo proceeding to determine whether the
2358 corporation's proposed action is contrary to the corporation's
2359 governing statutes, the corporation's rules or policies, or the
2360 solicitation specifications. The standard of proof for the
2361 proceeding is whether the corporation's action was clearly
2362 erroneous, contrary to competition, arbitrary, or capricious. In
2363 any bid-protest proceeding contesting an intended corporation
2364 action to reject all bids, proposals, or replies, the standard
2365 of review by the board is whether the corporation's intended
2366 action is illegal, arbitrary, dishonest, or fraudulent.

2367 d. Failure to file a notice of protest or failure to file a
2368 formal written protest constitutes a waiver of proceedings.

2369 3. Contract actions and decisions by the board under this
2370 paragraph are final. Any further legal remedy must be made in
2371 the Circuit Court of Leon County.

2372 Section 11. The purchase of commodities and contractual
2373 services by Citizens Property Insurance Corporation commenced
2374 before October 1, 2013, is governed by the law in effect on
2375 September 30, 2013.

2376 Section 12. Effective January 1, 2014, paragraph (n) of



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2377 subsection (6) of section 627.351, Florida Statutes, is amended
2378 to read:

2379 627.351 Insurance risk apportionment plans.—

2380 (6) CITIZENS PROPERTY INSURANCE CORPORATION.—

2381 (n)1. ~~Rates for coverage provided by the corporation must~~
2382 ~~be actuarially sound and subject to s. 627.062,~~ Except as
2383 otherwise provided in this paragraph, rates for coverage
2384 provided by the corporation must be actuarially sound and not
2385 competitive with approved rates charged in the admitted
2386 voluntary market in order for the corporation to function as a
2387 residual market mechanism that provides insurance only if
2388 insurance cannot be procured in the voluntary market.

2389 a. In establishing actuarially sound rates the corporation
2390 shall include an appropriate catastrophe risk load factor that
2391 reflects the actual catastrophic risk exposure retained by the
2392 corporation.

2393 b. In establishing noncompetitive rates for personal and
2394 commercial lines residential policies, the average rates of the
2395 corporation for each rating territory may not be less than the
2396 average rates charged by the insurer that had the highest
2397 average rate in that rating territory among the 20 voluntary
2398 admitted insurers with the greatest total direct written premium
2399 in the state for that line of business in the preceding year.

2400 c. In establishing noncompetitive rates for mobile home
2401 coverage, the average rates of the corporation may not be less
2402 than the average rates charged by the insurer that had the
2403 highest average rate in that rating territory among the five
2404 voluntary admitted insurers with the greatest total written
2405 premium for mobile home owner's policies in the state in the



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2406 ~~preceding year.~~ The corporation shall file its recommended rates
2407 with the office at least annually. ~~The corporation shall provide~~
2408 ~~any additional information regarding the rates which the office~~
2409 ~~requires. The office shall consider the recommendations of the~~
2410 ~~board and issue a final order establishing the rates for the~~
2411 ~~corporation within 45 days after the recommended rates are~~
2412 ~~filed. The corporation may not pursue an administrative~~
2413 ~~challenge or judicial review of the final order of the office.~~

2414 d. Rates for commercial nonresidential policies must be
2415 actuarially sound in accordance with sub-subparagraph a.

2416 e. The requirements of sub-subparagraphs b. and c. do not
2417 apply to rates in territories where the office determines there
2418 is not a reasonable degree of competition. In such territories
2419 the corporation's rates must be actuarially sound in accordance
2420 with sub-subparagraph a.

2421 2. In addition to the rates otherwise determined pursuant
2422 to this paragraph, the corporation shall impose and collect an
2423 amount equal to the premium tax provided in s. 624.509 to
2424 augment the financial resources of the corporation.

2425 ~~3. After the public hurricane loss projection model under~~
2426 ~~s. 627.06281 has been found to be accurate and reliable by the~~
2427 ~~Florida Commission on Hurricane Loss Projection Methodology, the~~
2428 ~~model shall serve as the minimum benchmark for determining the~~
2429 ~~windstorm portion of the corporation's rates. This subparagraph~~
2430 ~~does not require or allow the corporation to adopt rates lower~~
2431 ~~than the rates otherwise required or allowed by this paragraph.~~

2432 4. The rate filings for the corporation which were approved
2433 by the office and took effect January 1, 2007, are rescinded,
2434 except for those rates that were lowered. As soon as possible,



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2435 ~~the corporation shall begin using the lower rates that were in~~
2436 ~~effect on December 31, 2006, and provide refunds to~~
2437 ~~policyholders who paid higher rates as a result of that rate~~
2438 ~~filing. The rates in effect on December 31, 2006, remain in~~
2439 ~~effect for the 2007 and 2008 calendar years except for any rate~~
2440 ~~change that results in a lower rate. The next rate change that~~
2441 ~~may increase rates shall take effect pursuant to a new rate~~
2442 ~~filing recommended by the corporation and established by the~~
2443 ~~office, subject to this paragraph.~~
2444 5. Beginning on July 15, 2009, and annually thereafter, the
2445 corporation must make a recommended actuarially sound rate
2446 filing for each personal and commercial line of business it
2447 writes, to be effective no earlier than January 1, 2010.
2448 3.6- For policies initially insured by the corporation
2449 before July 1, 2013, and which have continuously been insured by
2450 the corporation since that date, Beginning on or after January
2451 1, 2010, and notwithstanding the board's recommended rates and
2452 the office's final order regarding the corporation's filed rates
2453 under subparagraph 1., the corporation shall annually implement
2454 a rate increase that which, except for sinkhole coverage, does
2455 not exceed 10 percent for any territory single policy issued by
2456 the corporation, excluding coverage changes and surcharges. This
2457 subparagraph is limited to:
2458 a. Personal lines residential policies that have a dwelling
2459 replacement cost of less than \$300,000 and that cover homestead
2460 personal residential properties or occupied permanent
2461 residencies having a written rental agreement for at least 12
2462 months.
2463 b. Personal lines residential wind-only policies that cover



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2464 homestead personal residential properties, or that are occupied
2465 permanent residencies that have a written rental agreement for
2466 no less than 12 months, and have a dwelling replacement cost of
2467 less than:
2468 (I) \$1 million on July 1, 2013.
2469 (II) \$800,000 on January 1, 2014.
2470 (III) \$600,000 on January 1, 2015.
2471 c. Commercial lines residential properties.
2472 4. The corporation shall also implement the following:
2473 a.7. The corporation may also implement An increase to
2474 reflect the effect on the corporation of the cash buildup factor
2475 pursuant to s. 215.555(5)(b).
2476 b. An increase of up to 3 percent, which shall only be used
2477 to purchase catastrophe reinsurance or other risk transfer
2478 mechanisms for purposes of protecting the corporation and its
2479 policyholders from potential shortfalls and assessments. In any
2480 year for which the full 3 percent increase is imposed, there
2481 must also be a corresponding 3 percent decrease, 1 percent per
2482 account, from the Citizens policyholder surcharge in (b)3.i.,
2483 for that year.
2484 5.8- The corporation's implementation of rates as
2485 prescribed in subparagraph 3. 6- shall cease for any line of
2486 business written by the corporation upon the corporation's
2487 implementation of the rates described in subparagraph 1.
2488 actuarially sound rates. Thereafter, the corporation shall
2489 annually make a recommended actuarially sound rate filing
2490 implementing such rates for each commercial and personal line of
2491 business the corporation writes.
2492 6. The corporation shall annually certify to the office



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2493 that its rates comply with the requirements of this paragraph.
2494 If any adjustment in the rates or rating factors of the
2495 corporation is necessary to ensure such compliance, the
2496 corporation shall make and implement such adjustments and file
2497 its revised rates and rating factors with the office. If the
2498 office thereafter determines that the revised rates and rating
2499 factors fail to comply with this paragraph, it shall notify the
2500 corporation and require the corporation to amend its rates or
2501 rating factors in conjunction with its next rate filing. The
2502 office must notify the corporation by electronic means of any
2503 rate filing it approves for any insurer among the insurers
2504 referred to in this paragraph.

2505 7. By January 1, 2014, the board shall provide
2506 recommendations to the Legislature on how to provide relief to a
2507 policyholder whose premium reflects the full rate required under
2508 subparagraph 1. and who demonstrates a financial need at the
2509 time of application or renewal.

2510 Section 13. Section 627.3518, Florida Statutes, is created
2511 to read:

2512 627.3518 Citizens Property Insurance Corporation
2513 clearinghouse.—The Legislature recognizes that Citizens Property
2514 Insurance Corporation has authority to establish a clearinghouse
2515 as a separate organizational unit within the corporation for the
2516 purpose of determining the eligibility of new and renewal risks,
2517 excluding commercial residential, seeking coverage through the
2518 corporation and facilitating the identification and diversion of
2519 ineligible applicants and current policyholders from the
2520 corporation into the voluntary insurance market. The purpose of
2521 this section is to augment that authority by providing a



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2522 framework for the corporation to implement such program by July
2523 1, 2013.

2524 (1) As used in this section, the term:

2525 (a) "Clearinghouse" means the clearinghouse diversion
2526 program created under this section.

2527 (b) "Corporation" means Citizens Property Insurance
2528 Corporation.

2529 (c) "Exclusive agent" means a licensed insurance agent who
2530 has agreed, by contract, to act exclusively for one company or
2531 group of affiliated insurance companies and is disallowed by the
2532 provisions of that contract to directly write for any other
2533 unaffiliated insurer absent express consent from the company or
2534 group of affiliated insurance companies.

2535 (d) "Independent agent" means a licensed insurance agent
2536 not described in paragraph (c).

2537 (2) In order to confirm eligibility with the corporation
2538 and to enhance the access of new applicants for coverage and
2539 existing policyholders of the corporation to offers of coverage
2540 from authorized and eligible insurers, the corporation shall
2541 establish a clearinghouse to facilitate the diversion of
2542 ineligible applicants and existing policyholders from the
2543 corporation into the voluntary insurance market.

2544 (3) The clearinghouse shall have the same rights and
2545 responsibilities in carrying out its duties as a licensed
2546 general lines agent, but is not required to employ or engage a
2547 licensed general lines agent or to maintain an insurance agency
2548 license in order to solicit and place insurance coverage. In
2549 establishing the clearinghouse, the corporation may:

2550 (a) Require all new applications and all policies due for



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2551 renewal to be submitted to the clearinghouse or a private
2552 alternative in order to facilitate obtaining an offer of
2553 coverage from an authorized insurer before binding or renewing
2554 coverage by the corporation.

2555 (b) Employ or otherwise contract with individuals or other
2556 entities to provide administrative or professional services in
2557 order to effectuate the plan within the corporation in
2558 accordance with the applicable purchasing requirements under s.
2559 627.351.

2560 (c) Enter into contracts with an authorized or eligible
2561 insurer participating in the clearinghouse and accept an
2562 appointment by such insurer.

2563 (d) Provide funds to operate the clearinghouse, or charge
2564 agents and insurers a reasonable fee to offset, or partially
2565 offset, the costs of the clearinghouse. Insurers participating
2566 in the clearinghouse are not required to use the clearinghouse
2567 for the renewal of policies initially written through the
2568 clearinghouse.

2569 (e) Develop an enhanced application for obtaining
2570 information that will assist private insurers in determining
2571 whether to make an offer of coverage through the clearinghouse.

2572 (f) Before approving new applications for coverage by the
2573 corporation, require every application to be subject to a 48-
2574 hour period that allows an insurer participating in the
2575 clearinghouse to select the application for coverage. The
2576 insurer may issue a binder on any policy selected for coverage
2577 for a period of at least 30 days, but not more than 60 days.

2578 (4) An authorized or eligible insurer may participate in
2579 the clearinghouse; however, participation is not mandatory.



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2580 Insurers making offers of coverage to new applicants or renewing
2581 policyholders through the clearinghouse:

2582 (a) Are not required to individually appoint an agent whose
2583 customer is underwritten and bound through the clearinghouse.
2584 Notwithstanding s. 626.112, insurers are not required to appoint
2585 an agent on a policy underwritten through the clearinghouse as
2586 long as that policy remains with the insurer. Insurers may
2587 appoint an agent whose customer is initially underwritten and
2588 bound through the clearinghouse. If an insurer accepts a policy
2589 from an agent who is not appointed pursuant to this paragraph
2590 and thereafter accepts a policy from such agent, the provisions
2591 of s. 626.112 requiring appointment apply to the agent.

2592 (b) Must enter into a limited agency agreement with each
2593 agent who is not appointed in accordance with paragraph (a) and
2594 whose customer is underwritten and bound through the
2595 clearinghouse.

2596 (c) Must enter into its standard agency agreement with each
2597 agent whose customer is underwritten and bound through the
2598 clearinghouse if that agent has been appointed by the insurer
2599 pursuant to s. 626.112.

2600 (d) Must comply with s. 627.4133(2).

2601 (e) Must allow authorized or eligible insurers
2602 participating in the clearinghouse to participate through their
2603 single, designated managing general agent or broker; however the
2604 provisions of paragraph (6)(a) regarding ownership, control, and
2605 use of the expirations apply.

2606 (5)(a) Notwithstanding s. 627.3517, an applicant for new
2607 coverage is not eligible for coverage from the corporation if
2608 the applicant is offered coverage from an authorized insurer



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2609 through the clearinghouse at a premium that is at or below the
2610 eligibility threshold established under s. 627.351(6)(c)5.a.

2611 (b) Notwithstanding any other provisions of law, if a
2612 renewing policyholder of the corporation is offered coverage
2613 from an authorized insurer for a personal lines or commercial
2614 lines risk at a premium that is no more than 15 percent above
2615 the corporation's renewal premium for comparable coverage, the
2616 risk is not eligible for coverage with the corporation.

2617 (c) Notwithstanding s. 626.916(1), if an applicant for new
2618 or renewal coverage from the corporation does not receive an
2619 offer of coverage from an authorized insurer, the applicant may
2620 choose to accept an offer of coverage from an eligible insurer
2621 or their broker under ss. 626.913-626.937. Such offers of
2622 coverage from an eligible insurer do not make the risk
2623 ineligible for coverage with the corporation.

2624 (d) An applicant for new or renewal coverage from the
2625 corporation may choose to accept any offers of coverage received
2626 through the clearinghouse from an authorized insurer that is
2627 greater than 15 percent of the corporation's renewal premium.

2628 (e) Sections 627.351(6)(c)5.a.(I) and b.(I) do not apply to
2629 an offer of coverage from an authorized insurer obtained through
2630 the clearinghouse.

2631 (6) Independent agents who submit new applications for
2632 coverage or who are the agent of record on a renewal policy
2633 submitted to the clearinghouse:

2634 (a) Must maintain ownership and the exclusive use of
2635 expirations, records, or other written or electronic information
2636 directly related to such applications or renewals written
2637 through the corporation or through an insurer participating in



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2638 the clearinghouse, notwithstanding s. 627.351(6)(c)5.a.(I)(B)
2639 and (II)(B). Contracts with the corporation or required by the
2640 corporation may not amend, modify, interfere with, or limit such
2641 rights of ownership. Such expirations, records, or other written
2642 or electronic information may be used to review an application,
2643 issue a policy, or for any other purpose necessary for placing
2644 business through the clearinghouse.

2645 (b) Are not required to be appointed by an insurer
2646 participating in the clearinghouse for policies written solely
2647 through the clearinghouse, notwithstanding s. 626.112.

2648 (c) May accept an appointment from an insurer participating
2649 in the clearinghouse.

2650 (d) Must enter into a standard or limited agency agreement
2651 with the insurer, at the insurer's option.

2652
2653 Applicants ineligible for coverage under paragraph (5)
2654 remain ineligible if their independent agent is unwilling or
2655 unable to enter into a standard or limited agency agreement with
2656 an insurer participating in the clearinghouse.

2657 (7) Exclusive agents submitting new applications for
2658 coverage or who are the agent of record on a renewal policy
2659 submitted to the clearinghouse:

2660 (a) Must maintain ownership and the exclusive use of
2661 expirations, records, or other written or electronic information
2662 directly related to such applications or renewals written
2663 through the corporation or through an insurer participating in
2664 the clearinghouse, notwithstanding s. 627.351(6)(c)5.a.(I)(B)
2665 and (II)(B). Contracts with the corporation or required by the
2666 corporation may not amend, modify, interfere with, or limit such



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2667 rights of ownership. Such expirations, records, or other written
2668 or electronic information may be used to review an application,
2669 issue a policy, or for any other purpose necessary for placing
2670 business through the clearinghouse.

2671 (b) Are not required to be appointed by an insurer
2672 participating in the clearinghouse for policies written solely
2673 through the clearinghouse, notwithstanding s. 626.112.

2674 (c) Must accept an offer of coverage from an insurer whose
2675 limited servicing agreement is approved by that agent's
2676 exclusive insurer as eligible to participate in the
2677 clearinghouse with that insurer's exclusive agents.

2678 (d) Must enter into a limited servicing agreement with the
2679 insurer making an offer of coverage, and may do so only after
2680 the exclusive agent's insurer has approved the terms of the
2681 agreement. The exclusive agent's insurer must approve a limited
2682 service agreement for the clearinghouse if the insurer has
2683 approved a service agreement with the agent for other purposes.

2684
2685 An applicant is ineligible for coverage under paragraph (5)
2686 if the applicant's exclusive agent is unwilling or unable to
2687 enter into a standard or limited agency agreement with a
2688 participating insurer making an offer of coverage to that
2689 applicant.

2690 (8) To promote private market initiatives that provide
2691 offers of coverage from authorized and eligible insurers to
2692 applicants for coverage by the corporation and to the
2693 corporation's policyholders on renewal, the corporation shall
2694 publish, by January 1, 2014, reasonable standards for private
2695 alternatives to the submission of a risk to the clearinghouse.



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2696 Such private alternatives may act in a master agency arrangement
2697 that allows agents to be appointed as subagents of a master
2698 agency and to use private alternatives for the submission of
2699 risks to the clearinghouse. The alternative option allowed under
2700 this subsection is an alternative to, and not a replacement for,
2701 the clearinghouse. Neither the clearinghouse nor any private
2702 entity operating under this subsection may prohibit insurers
2703 that elect to participate from participating in more than one
2704 clearinghouse or alternative; however, an insurer participating
2705 in the private entity must also participate in the
2706 clearinghouse.

2707 (9) Submission of an application to the clearinghouse for
2708 coverage by the corporation does not constitute the binding of
2709 coverage, and the failure of the clearinghouse to obtain an
2710 offer of coverage by an insurer is not considered acceptance of
2711 coverage of the risk by the corporation.

2712 (10) The clearinghouse does not include commercial
2713 residential policies.

2714 Section 14. Temporary keepout program.—Citizens Property
2715 Corporation shall implement a temporary keepout program
2716 beginning July 1, 2013, and ending on the date the clearinghouse
2717 program established under s. 627.3518, Florida Statutes, is
2718 operational.

2719 (1) Subject to procedures adopted by the corporation, the
2720 program shall provide an opportunity for new applicants for
2721 personal residential multiperil coverage with the corporation to
2722 be offered coverage with authorized insurers through the market
2723 assistance plan established under s. 627.3515, Florida Statutes.

2724 (2) The program is subject to all of the following:



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2725 (a) The corporation may not accept a new personal
2726 residential multiperil application for coverage within 72 hours
2727 after submission of the risk to the market assistance plan under
2728 subsection (1).

2729 (b) Section 627.3517, Florida Statutes, relating to
2730 consumer choice of agent does not apply to applications for
2731 coverage accepted by authorized insurers under the program.

2732 (c) Insurers issuing policies under this section are
2733 subject to s. 627.3518(3), Florida Statutes, relating to agent
2734 appointment.

2735 (d) Notwithstanding s. 626.916(1), Florida Statutes, if an
2736 applicant for new or renewal coverage from the corporation does
2737 not receive an offer of coverage from an eligible insurer, the
2738 applicant may accept an offer from a designated broker of an
2739 insurer eligible under ss. 626.913-626.937, Florida Statutes.

2740 (3) This section expires on March 1, 2014, or when the
2741 clearinghouse program established under s. 627.3518, Florida
2742 Statutes, becomes operational, whichever occurs first.

2743 Section 15. Subsection (1) of section 627.405, Florida
2744 Statutes, is amended to read:

2745 627.405 Insurable interest; property.—

2746 (1) A ~~Ne~~ contract for property ~~of~~ insurance of ~~property~~ or
2747 ~~of~~ any interest in property or arising from property is not
2748 ~~shall be~~ enforceable as to the insurance except for the benefit
2749 of persons having an insurable interest in the things insured ~~as~~
2750 at the time of the loss. Policyholders under a contract of
2751 property insurance may assign benefits to be received under that
2752 contract consistent with, and subject to, the conditions in the
2753 policy.



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2754 Section 16. Subsection (1) of section 627.410, Florida
2755 Statutes, is amended to read:

2756 627.410 Filing, approval of forms.—

2757 (1) A ~~Ne~~ basic insurance policy or annuity contract form,
2758 or application form where written application is required and is
2759 to be made a part of the policy or contract, ~~or~~ group
2760 certificates issued under a master contract delivered in this
2761 state, or printed rider or endorsement form or form of renewal
2762 certificate, ~~may not shall~~ be delivered or issued for delivery
2763 in this state, unless the form has been filed with the office by
2764 or ~~on in~~ behalf of the insurer ~~that~~ ~~which~~ proposes to use such
2765 form and has been approved by the office or filed pursuant to s.
2766 627.4102. This provision does not apply to surety bonds or to
2767 policies, riders, endorsements, or forms of unique character
2768 that ~~which~~ are designed for and used with ~~relation to~~ insurance
2769 ~~on upon~~ a particular subject, ~~(other than as to~~ health
2770 insurance), or that ~~which~~ relate to the manner of distributing
2771 ~~distribution of~~ benefits or to the reservation of rights and
2772 benefits under life or health insurance policies and are used at
2773 the request of the individual policyholder, contract holder, or
2774 certificateholder. ~~For As to~~ group insurance policies
2775 effectuated and delivered outside this state but covering
2776 persons resident in this state, the group certificates to be
2777 delivered or issued for delivery in this state shall be filed
2778 with the office for information purposes only.

2779 Section 17. Section 627.4102, Florida Statutes, is created
2780 to read:

2781 627.4102 Informational filing of forms; certification.—

2782 (1) Property and casualty forms, except workers'



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2783 compensation forms, are exempt from the approval process
2784 required under s. 627.410 if:

2785 (a) The form has been electronically submitted to the
2786 office in an informational filing made through I-File 30 days
2787 before the delivery or issuance for delivery of the form within
2788 this state; and

2789 (b) At the time the informational filing is made, a
2790 notarized certification is attached to the filing which
2791 certifies that each form within the filing is in compliance with
2792 all applicable state laws and rules. The certification must be
2793 on the insurer's letterhead and signed and dated by the
2794 insurer's president, chief executive officer, general counsel,
2795 or an employee of the insurer responsible for the filing on
2796 behalf of the insurer. The certification must contain the
2797 following statement, and no other language: "I, ...[name]..., as
2798 ...[title]... of ...[insurer name]..., do hereby certify that
2799 this form filing has been thoroughly and diligently reviewed by
2800 me and by all appropriate company personnel, as well as company
2801 consultants, if applicable, and certify that each form contained
2802 within the filing is in compliance with all applicable Florida
2803 laws and rules. Should a form be found that is not in compliance
2804 with Florida laws and rules, I acknowledge that the Office of
2805 Insurance Regulation shall disapprove the form."

2806 (2) If the filing contains a form that is not in compliance
2807 with state laws and rules, the form filing, at the discretion of
2808 the office, is subject to prior review and approval pursuant to
2809 s. 627.410, and the period for review and approval established
2810 under s. 627.410(2) begins to run on the date the office
2811 notifies the insurer of the discovery of the noncompliant form.



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2812 (3) A Notice of Change in Policy Terms form required under
2813 s. 627.43141(2) shall be filed as a part of the informational
2814 filing for a renewal policy that contains a change. All
2815 modifications, additions, or deletions of terms, coverages,
2816 duties, or conditions shall be enumerated within the body of the
2817 form. If a renewal policy that was certified requires such form,
2818 the insurer must provide a copy to the named insured's agent
2819 pursuant to s. 627.43141(6)(c) before or upon providing the form
2820 to the named insured.

2821 (4) This section does not preclude an insurer from electing
2822 to file any form for approval under s. 627.410 which would
2823 otherwise be exempt under this section.

2824 (5) The provisions of this section supersede and replace
2825 the existing order issued by the office exempting specified
2826 property and casualty forms from the requirements of s. 627.410.

2827 Section 18. Except as otherwise expressly provided in the
2828 act, this act shall take effect July 1, 2013.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: CS/SB 1770

INTRODUCER: Committee on Appropriations (Recommended by Subcommittee on General Government); and Banking and Insurance Committee

SUBJECT: Property Insurance

DATE: April 3, 2013 REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Matiyow/Burgess	Burgess	BI	BI SPB 7018 as introduced
2.	Betta	DeLoach	AGG	Fav/CS
3.	Betta	Hansen	AP	Fav/CS
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

Please see Section VIII. for Additional Information:

- | | | |
|------------------------------|-------------------------------------|---|
| A. COMMITTEE SUBSTITUTE..... | <input checked="" type="checkbox"/> | Statement of Substantial Changes |
| B. AMENDMENTS..... | <input type="checkbox"/> | Technical amendments were recommended |
| | <input type="checkbox"/> | Amendments were recommended |
| | <input type="checkbox"/> | Significant amendments were recommended |

I. Summary:

CS/SB 1770 enacts changes to property insurance laws including Citizens Property Insurance Corporation (Citizens).

The bill has an insignificant impact on revenues and expenditures to the state relating to processing rate filings and should reduce the liability of Citizens. In addition, the Florida Catastrophe Risk Capital Access Facility could need an indeterminate amount of funding to begin its operations before it becomes self sufficient. See Section V.

The changes to property insurance laws made by the bill include:

- Renames the Florida Hurricane Catastrophe Fund Finance Corporation to the State Board of Administration Finance Corporation.
- Creates a Florida Catastrophe Risk Capital Access Facility within the State Board of Administration to help insurers identify global capital available for additional coverage options around the various layers of the Florida Hurricane Catastrophe Fund (CAT Fund).
- Subjects Citizens Property Insurance Corporation to bad faith claims.

- Exempts Citizens from “exchange of business” restrictions, to facilitate the operations of the clearinghouse.
- Requires the Office of Insurance Regulation (OIR) to calculate and publish an annual property insurance inflation factor where property insurance rates filed below the inflation factor are to be deemed non-excessive by the OIR.
- Allows insurance companies to include in their rate filing reinsurance that is purchased to cover potential shortfalls in the Florida Hurricane Catastrophe Fund.
- Requires the Florida Commission on Hurricane Loss Projection Methodology to review the accuracy of hurricane models used to establish wind mitigation discounts.
- Allows the OIR to hold a public hearing for a rate filing when the filing exceeds 15 percent in counties where the office determines there is not a reasonable degree of competition.
- Allows insurers to use consent to rate for up to 10 percent of commercial policies enforce and up to five percent for personal policies enforce in counties where the office determines there is not a reasonable degree of competition.
- Redefines Citizens’ mission to be non competitive through the use of a clearinghouse to ensure Citizens’ coverage is only available to eligible applicants.
- Restructures the corporation’s executive director’s authority in relation to the board.
- Requires Senate confirmation of board members, except those appointed by the Speaker of the House of Representatives.
- Reduces the maximum Citizens’ policy limit from \$2 million to \$1 million, and further reduces this amount by \$100,000 a year for five years. The policy limit remains \$1 million in counties where the OIR determines there is not a reasonable degree of competition.
- Prohibits Citizens from covering structures commencing construction after July 1, 2013, that are seaward of the coastal construction control line, unless built to code-plus.
- Allows Citizens to enter into risk-sharing agreements with private insurers.
- Clarifies a private company’s offer within 15 percent of Citizens’ rate makes both new and renewal policies ineligible for Citizens.
- Requires agents to certify and document a continued effort to seek private market placement for their policyholders that are in Citizens.
- Prohibits agent commissions on ineligible policies placed in Citizens after January 1, 2014.
- Requires Citizens to disclose potential surcharge and assessment liabilities with each renewal notice.
- Expands the Auditor General’s operational audit and requires it be conducted annually.
- Establishes the Office of the Inspector General within Citizens to ensure accountability.
- Requires Citizens’ board to contract with an independent auditing firm to perform a full management audit of the corporation on a biannual basis.
- Allows Citizens to consider any non discriminatory approaches to reducing policies including a surplus note program that includes participation by mutual companies.
- Subjects Citizens to s. 287.057, F.S., pertaining to the procurement of commodities or contractual services.
- Requires Citizens rates must be actuarially sound, include an appropriate risk load factor and not compete with the private market. A noncompetitive rate is defined as the highest rate among the top 20 insurers writing in a given territory but where OIR sees no competitive market exists, rates must be actuarially sound.

- Requires all new policies, all non-homestead properties that are nonrenter occupied, all personal lines residential non-wind policies with a replacement cost of \$300,000 or more, all personal lines residential wind-only policies with a replacement cost of \$1 million or more on July 1, 2013, \$800,000 or more on January 1, 2014 and \$600,000 or more on January 1, 2015, and all nonresidential commercial policies, be placed at the top 20 rate or an actuarially sound rate, whichever is greater; except in those counties where the OIR determines there is not a reasonable degree of competition, the replacement cost remains at \$1 million.
- Applies the glide path percentage by territory and not policy.
- Allows an increase of three percent for Citizens to purchase additional reinsurance and decreases by three percent (one percent per account) the Citizens policy surcharge.
- Requires Citizen's board to recommend to the Legislature a process in which policyholders with documented financial needs can receive some rate relief.
- Requires that all new and renewal applications, excluding commercial residential, must be submitted to the clearinghouse before the corporation can bind or renew coverage.
- Creates a temporary keepout program for new applications received by Citizens during the time the clearinghouse is being established.
- Requires that any assignment of benefits for property insurance must comply with the policy conditions.
- Except as otherwise expressly provided in this act, this act shall take effect July 1, 2013.

This bill substantially amends the following sections of the Florida Statutes: 215.555, 624.155, 626.752, 627.062, 627.0628, 627.0629, 627.171, 627.351, 627.405, and 627.410, F.S.

This bill creates sections 215.5551, 627.3518, and 627.4102, Florida Statutes.

II. Present Situation:

Citizens Property Insurance Corporation (Citizens)

Citizens is a state-created, not-for-profit, tax-exempt governmental entity whose public purpose is to provide property insurance coverage to those unable to find affordable coverage in the voluntary admitted market.¹ Citizens is not a private insurance company.² Citizens was statutorily created in 2002 when the Florida Legislature combined the state's two insurers of last resort, the Florida Residential Property and Casualty Joint Underwriting Association (RPCJUA) and the Florida Windstorm Underwriting Association (FWUA). Citizens operates in accordance with the provisions in s. 627.351(6), F.S., and is governed by an eight member Board of Governors³ (board) that administers its Plan of Operations, which is reviewed and approved by the Financial Services Commission. The Governor, President of the Senate, Speaker of the House of Representatives, and Chief Financial Officer each appoints two members to the board. Citizens is subject to regulation by the Florida Office of Insurance Regulation.

¹ Admitted market means insurance companies licensed to transact insurance in Florida.

² Section 627.351(6)(a)1., F.S. Citizens is also subject to regulation by the Office of Insurance Regulation.

³ The Governor, the Chief Financial Officer, the President of the Senate and the Speaker of the House of Representatives appoint two members each.

Citizens Accounts

Citizens offers three types of property and casualty insurance in three separate accounts. Each account is a separate statutory account with separate calculations of surplus and deficits.⁴ Assets may not be commingled or used to fund losses in another account.⁵ The three Citizens accounts are:

- Personal Lines Account (PLA): Statewide account offering multiperil policies covering homeowners, mobile homeowners, dwelling fire, tenants, condominium unit owners, and similar policies.
 - Policies in Force: 838,143.
 - In Force Premium: \$1,379,410,864.
 - Total Exposure: \$175,864,284,312.
- Coastal Account (COASTAL): Coastal area account offering personal residential wind-only policies, commercial residential wind-only policies and commercial nonresidential wind-only policies issued in limited eligible coastal areas. In addition, Citizens began offering personal and commercial residential multiperil policies in the Coastal account in August of 2007.
 - Policies in Force: 438,642.
 - In Force Premium: \$1,144,655,922.
 - Total Exposure: \$191,101,715,209.
- Commercial Lines Account (CLA): Statewide account offering multiperil policies covering commercial residential-condominium associations, apartment buildings and homeowners associations; and commercial non-residential policies.
 - Policies in Force: 8,016.
 - In Force Premium: \$200,296,331.
 - Total Exposure: \$38,748,152,744.

The total of all accounts combined is as follows:⁶

- Policies in Force: 1,284,801.
- In Force Premium: \$2,724,363,117.
- Total Exposure: \$405,714,152,265.

Citizens Financial Resources

“Citizens’ financial resources include insurance premiums, investment income, operating surplus from prior years, Florida Hurricane Catastrophe Fund (FHCF) reimbursements, private reinsurance, policyholder surcharges, and regular and emergency assessments. As of December 13, 2013, Citizens will have an accumulated surplus of approximately \$6.34 billion. For the 2013 hurricane season Citizens will have purchased \$1.75 billion in private reinsurance coverage along with the \$5.73 billion in mandatory layer reinsurance from the FHCF. For the

⁴ The Personal Lines Account and the Commercial Lines account are combined for credit and Florida Hurricane Catastrophe Fund coverage.

⁵ Section 627.351(6)(b)2b., F.S.

⁶ Citizens weekly report as of 3/1/2013 on file with committee staff.

2013 hurricane season Citizens' probable maximum loss (PML) from a 1-in-100 year event is \$20.42 billion.”

If a deficit occurs in a Citizens account, Citizens is authorized to levy assessments on its policyholders and on each line of property and casualty line of business other than workers' compensation insurance and medical malpractice insurance.⁷ The assessments Citizens may impose and their sequence is as follows:

- **Citizens Surcharge** - Requires up to 15 percent of premium surcharge for 12 months on all Citizens' policies, collected upon issuance or renewal. This 15 percent assessment can be levied on each of the three Citizens' accounts with a maximum assessment of 45 percent of premium.
- **Regular Assessment** - If the Citizens' surcharge is insufficient to cure the deficit for the coastal account, Citizens can require an assessment against all other insurers (except medical malpractice and workers comp). The assessment may be recouped from policyholders through a rate filing process of up to two percent of premium or two percent of the deficit, whichever is greater. This assessment is not levied against Citizens' policyholders.
- **Emergency Assessment** - Requires any remaining deficit for either of Citizens three accounts be funded by multi-year emergency assessments on all insurance policyholders (except medical malpractice and workers comp), but including Citizens' policyholders. This assessment is levied up to 10 percent of premium or 10 percent of the deficit per account, whichever is greater. The maximum emergency assessment that can be levied against Florida's varicose insurance policyholders is 30 percent per policy.

Citizens Rates

Citizens rates for coverage are required to be actuarially sound and are subject to the rate standards for property and casualty insurance in s. 627.062, F.S., except as otherwise provided.⁸ From 2007 until 2010, Citizens rates were frozen by statute⁹ at the level that had been established in 2006. In 2010, the legislature established a “glide path” to impose annual rate increases up to a level that is actuarially sound.¹⁰ Citizens must implement an annual rate increase which does not exceed 10 percent above the previous year for any individual policyholder, adjusted for coverage changes and surcharges. The implementation of this increase ceases when Citizens has achieved actuarially sound rates. In addition to the overall glide path rate increase, Citizens can increase its rates to recover the additional reimbursement premium that it incurs as a result of the annual cash build-up factor added to the price of the mandatory layer of the FHCF coverage, pursuant to s. 215.555(5)(b), F.S.

⁷ Accident and health insurance and policies written under the National Flood Insurance Program or the Federal Crop Insurance Program are not assessable types of property and casualty insurance. Surplus lines insurers are not assessable, but their policyholders are.

⁸ Section 627.351(6)(n)1., F.S.

⁹ Section 627.351(6)(n)4., F.S.

¹⁰ Ch. 2009-87; s.10, L.O.F.

Florida Hurricane Catastrophe Fund

The Florida Hurricane Catastrophe Fund (FHCF) is a tax-exempt fund that contracts with each admitted residential property insurer to provide reimbursement for losses caused by hurricanes.¹¹ The FHCF is administered by the State Board of Administration (SBA) and is a tax-exempt source of reimbursement to property insurers for a selected percentage (45, 75, or 90 percent) of hurricane losses above the insurer's retention (deductible). All insurers that write residential property insurance in Florida are required to buy reimbursement coverage (reinsurance) on their residential property exposure through the FHCF. The FHCF is authorized by statute to sell \$17 billion of mandatory layer coverage. Each insurer that purchases coverage may receive up to its proportional share of the \$17 billion mandatory layer of coverage based upon the insurer's share of the actual premium paid for the contract year, multiplied by the claims paying capacity of the fund. For example, if an insurer paid 10 percent of the total premium paid in a contract-year, then that insurer would be eligible to receive up to 10 percent of the mandatory layer of coverage (\$1.7 billion of the \$17 billion mandatory layer). Insurers that experience multiple hurricanes causing loss during the contract year may receive reimbursement from the FHCF for losses that exceed the applicable retention. The insurer's full retention is applied to each hurricane causing the two largest losses for that insurer. For each other covered event resulting in losses, the insurer's retention is only one-third of the full retention.

The FHCF provides insurers an additional source of reinsurance that is significantly less expensive than what is available in the private market, enabling insurers to generally write more residential property insurance in the state than would otherwise be written. Because of the low cost of coverage from the FHCF, the fund acts to lower residential property insurance premiums for consumers. The FHCF must charge insurers the actuarially indicated premium for the coverage provided, based on hurricane loss projection models found acceptable by the Florida Commission on Hurricane Loss Projection Methodology.

Private Reinsurance

A direct insurance writer will often spread its risk by purchasing reinsurance coverage from a private reinsurance carrier as an addition to the mandatory coverage the direct insurer must purchase through the FHCF. Currently some insurers purchase private reinsurance within the covered layers of the FHCF to insure against any short falls of the fund but the costs associated with purchasing such additional coverage may not be passed on to the policy holders. A reinsurance contract will specify the layer of the direct writer's risk that is shifted to the reinsurer and the premium that the direct writer must pay the reinsurer to assume the risk. The premium costs associated with the purchase of reinsurance are ultimately passed on to policyholders.

Representatives from the Office of Insurance Regulation believe there could be various opportunities in today's market for insurers in this state to access large amounts of capital for reinsurance needs, around the mandatory layers of the FHCF, at lower costs than are currently purchased in the traditional reinsurance markets. To maximize the cost savings in accessing these markets it is believed pooling the reinsurance needs of multiple companies could increase their purchasing power.

¹¹ Section 215.555, F.S.

Bad Faith

Bad faith liability is premised on the concept that an insurer that handles a claim should act in good faith towards its insured and “has a duty to use the same degree of care and diligence as a person of ordinary care and prudence should exercise in the management of his own business.”¹² Florida recognizes two bad faith causes of actions against insurers: first party bad faith and third party bad faith. Florida first recognized Third-party bad faith at common law in 1938. Third-party bad faith protects an insured from the insurer failing to settle a claim brought by a third party in good faith and exposing the insured to a judgment in excess of policy limits. Florida courts refused to recognize a first-party bad faith tort until it was established by the Legislature in 1982 with the enactment of s. 624.155, F.S., the Civil Remedy statute.

Section 624.155, F.S., permits any person to bring a civil action against an insurer, except Citizens Property Insurance Corporation, when the insurer commits certain acts or the insured is damaged by statutory violations¹³ of the insurer. Specifically, the insured may bring the claim when the insurer does not attempt to settle a claim in good faith when, under all the circumstances, it could and should have done so, had it acted fairly and honestly toward the insured and with due regard to the interests of the insured. A claim may also be brought if the insurer makes claims payments without identifying the coverage under which the payment is made or attempts to influence settlements under one portion of the insurance policy by refusing to promptly resolve a claim it should settle under another portion of the policy. The insurer is not liable for bad faith liability until the Plaintiff obtains adjudication in its favor at trial or on appeal, at which point insurer liability for bad faith, costs and reasonable attorney’s fees attaches. The insured must prove that the insured committed bad faith in order to obtain recovery.

Public Rate Hearing

Each admitted property and casualty insurer is required to make a rate filing with the OIR.¹⁴ The insurer may file rates for approval with the OIR either 90 days before the proposed effective date (“file and use”) or 30 days after the rate filing is implemented (“use and file”). Under the file and use option, the OIR must finalize its review by issuing a notice of intent to approve or disapprove within 90 days after receipt of the filing; otherwise the filing is deemed approved. Under the “use and file” option, an insurance company may implement the filing prior to approval, but may be ordered by OIR to refund to the policyholder that portion of the rate found by the OIR to be excessive. The OIR may disapprove a rate filing if it determines such rates to be “excessive, inadequate, or unfairly discriminatory” as these terms are defined. The law specifies numerous factors which the OIR must consider in making this determination. The Office must hold a public hearing for any rate filing exceeding 15 percent that is based in whole or part on data from a computer model.¹⁵

¹² *Boston Old Colony Ins. Co. v. Gutierrez*, 386 So.2d 783 (Fla. 1980).

¹³ Violations giving rise to a statutory bad faith claim are s. 626.9541(1)(i), (o), or (x), F.S.; s. 626.9551, F.S.; s. 626.9705, F.S.; s. 626.9706, F.S.; s. 626.9707, F.S.; or s. 627.7283, F.S.

¹⁴ s. 627.062, F.S.

¹⁵ s. 627.0629(6), F.S.

Excess Rates

Current law allows an insurer to offer to an insured a rate above the current approved rate. The insured must consent in writing to the increased rate and the signed agreement must remain on file with the Office for three years.¹⁶ The number of policyholders who may consent to excess rates are limited to no more than 10 percent of the commercial insurance policies and no more than five percent for personal lines insurance policies written or renewed by an insurer during each calendar year.¹⁷

Procurement of Commodities or Contractual Services

Current law regulates state agency¹⁸ procurement of personal property and services.¹⁹ The Department of Management Services is responsible for overseeing state purchasing activity including professional and contractual services as well as commodities needed to support agency activities, such as office supplies, vehicles, and information technology.²⁰

Insurable Interest

Current law provides that a contract for property of insurance can only be enforced for the benefit of someone having an insurable interest in the property insured at the time of the loss.²¹ An insurable interest²² is an “actual, lawful, and substantial economic interest in the safety or preservation of the subject of the insurance free from loss, destruction, or pecuniary damage or impairment.” The insurable interest requirement is intended to reduce moral hazard, which is present when the beneficiary will obtain greater benefit from the insurance policy proceeds than from the ongoing safety of the subject of the policy.

Citizens’ Inspector General

Citizens does not currently have an inspector general and is not required by law to have one. The Chief of Internal Audit has job duties and responsibilities similar to an inspector general. The Chief of Internal Audit position was created in Citizens in 2006 and Citizens’ first Chief of Internal Audit started in January 2007. The position has been filled almost continuously since that time, with Citizens employing four Chiefs of Internal Audit since 2007.

¹⁶ s 627.171(2), F.S.

¹⁷ Id.

¹⁸ As defined in s. 287.012(1), F.S., “agency” means any of the various state officers, departments, boards, commissions, divisions, bureaus, and councils and any other unit of organization, however designated, of the executive branch of state government. “Agency” does not include the university and college boards of trustees or the state universities and colleges.

¹⁹ Local governments are not subject to the provisions of ch. 287, F.S. Local governmental units may look to the chapter for guidance in the procurement of goods and services, but many have local policies or ordinances to address competitive solicitations.

²⁰ See ss. 287.032 and 287.042, F.S.

²¹ s. 627.405(1), F.S.

²² Historically, the English Parliament created the first insurable interest requirement in 1746, when it required an insurable interest in the life and continued operation of English ships and their crews in order to prevent life or casualty insurance from being bought as a form of gambling that has the additional effect of hoping for the death and destruction of the ship and its crew in order to win the bet. A later law was passed in 1774 that required an insurable interest for the purchase of any policy of life insurance. That law was passed primarily to stop the practice of buying life insurance on the life of elderly celebrities and persons accused of capital crimes, which was being done for gambling and entertainment purposes at the time.

Generally, the duties of the Chief of Internal Audit include: fostering and promoting accountability and integrity in Citizens; holding the Citizen's leadership, management and staff accountable for efficient, cost-effective operation; and preventing, identifying, and eliminating fraud, waste, corruption, illegal acts, and abuse. Specific duties and responsibilities for the position are contained in s. 627.351(6)(i), F.S. The Chief of Internal Audit carries out his duties primarily through audits, management reviews and investigations.

From December 2010 until October 2012, Citizens also had an Office of Corporate Integrity. The office handled employee complaints, particularly those that could indicate ethics violations and internal fraud. From December 2010 until July 2012, the employees in this office reported to Citizens' General Counsel and Chief Legal Officer. Thereafter, they reported to the Citizens' Chief of Internal Audit. The Office was disbanded by Citizens' Board in October 2012, but its functions were absorbed by other Citizens' staff, including the Office of Internal Audit, the Ethics Officer, and the Employee Relations Office.

III. Effect of Proposed Changes:

Section 1 amends s. 215.555, F.S., and renames the Florida Hurricane Catastrophe Fund Finance Corporation to the State Board of Administration Finance Corporation.

Section 2 creates s. 215.5551, F.S., which establishes the Florida Catastrophe Risk Capital Access Facility (Facility) within the State Board of Administration, effective July 1, 2013. The major purpose of the Facility is to help small domestic property insurers access the global risk capital markets and risk transfer mechanisms. The facility will perform four functions:

- Aggregate the demand for risk finance from global capital markets among smaller volume domestic property insurance companies;
- Design and execute risk-transfer tools such as insurance-linked securities and other securitization models for participating insurers, and use special purpose vehicles or protected cells, onshore or offshore, as appropriate, to increase access to risk capital;
- Identify and coordinate appropriate risk-transfer products and opportunities, with an initial focus on the portion of the reinsurance market that provides layers of coverage below, alongside, and above the CAT Fund; and
- Establish and maintain contact with global risk capital market participants, institutions, and investors for the purpose of satisfying and coordinating insurer demand for additional risk capital.

The Facility is prohibited from acting as an insurer, reinsurer, or other risk-bearing entity. In conducting its affairs, the facility may not take a position in, or provide financial support for, risk-transfer transactions, be a guarantor of premium or make any other financial guarantees to participating insurers, create contractual obligations on the part of the state or levy taxes or assessments. After an initial apportionment for startup purposes, the Facility will be funded entirely by participating insurers on a pro rata basis.

A seven-member board of directors governs the Facility, made of one representative each from the Department of Financial Services, State Board of Administration, the Office of Insurance

Regulation, Florida property insurance writers, the reinsurance community, and the financial securities industry, and the seventh member is appointed by a majority of the board. The board may employ or contract staff and professionals the board deems necessary to accomplish its purpose. There shall be no liability on the part of, and no cause of action of any nature may arise against, the facility or its agents or employees, the board of directors, or the department or office or their representatives for any action taken by them in the performance of their powers and duties under this section.

Section 3 amends s. 624.155, F.S., to allow for a civil action to be brought against Citizens Property Insurance Corporation for “bad faith” violations. This section refers to Citizens Property Insurance Corporation as an agent of the state and grants the corporation sovereign immunity protection under s. 768.28, F.S., for purposes of limiting the amount of a judgment that can be awarded should the corporation have been found by a court to have acted in bad faith.

Section 4 amends s. 626.752, F.S., exempting Citizens’ clearinghouse from exchange of business restrictions when placing new and renewal business with authorized insurers in order to reduce the size of the corporation pursuant to s. 627.3511, F.S.

Section 5 amends s. 627.062, F.S., to allow insurers to include in their rate filings the cost for reinsurance that is purchased to protect against any potential shortfalls within the FHCF. Currently, companies are prevented by the Office from passing through to policyholders the cost of this layer of reinsurance. This section of the bill also requires the OIR to calculate and publish an annual property insurance inflation factor. Property insurance rates filed below the inflation factor are to be deemed non-excessive.

Section 6 amends s. 627.0628, F.S., to require that the Florida Commission on Hurricane Loss Projection Methodology (FCHLPM) review the accuracy of hurricane models used to establish wind mitigation discounts. Currently the FCHLPM is required to review all hurricane loss projection models.²³ This section expands their oversight to include mitigation models used in establishing wind mitigation discounts.

Section 7 amends s. 627.0629, F.S., regarding residential property insurance rate filings. The bill revises the mandatory public hearing that currently must be held for any rate filing that exceeds 15 percent and is based on computer modeling data. Instead, the bill states that the office may hold a public hearing for a rate filing that exceeds 15 percent in counties the office determines lack a reasonable degree of competition and is based on computer modeling data. The bill also eliminates the requirement that the Office of Insurance Regulation determine the discounts, credits, rate differentials, and deductible reductions that reflect the full actuarial value of mitigation techniques and thus may be used by insurers in rate filings.

Section 8 amends s. 627.171, F.S., to allow insurers to offer consent to excess rates to any number of policy holders in counties the Office determines have a reasonable degree of competition. In counties the Office determines do not have a reasonable degree of competition, consent to excess rates is limited to no more than 10 percent of the commercial insurance

²³ s. 627.0628, F.S

policies and no more than five percent for personal lines insurance policies written or renewed by an insurer during each calendar year.

Section 9 amends s. 627.351(6), F.S., the Citizens Property Insurance Corporation statute.

Citizens Eligibility

The bill makes ineligible for Citizens coverage:

- Personal lines residential structures with a dwelling replacement cost of \$1 million or more on January 1, 2014; \$900,000 or more on January 1, 2015; \$800,000 or more on January 1, 2016; \$700,000 or more on January 1, 2017; \$600,000 or more on January 1, 2018; \$500,000 or more on January 1, 2019. The policy limit remains \$1 million in counties where the OIR determines there is not a reasonable degree of competition.
- Single condominium units with a combined dwelling and contents replacement cost of \$1 million or more on January 1, 2014; \$900,000 or more on January 1, 2015; \$800,000 or more on January 1, 2016; \$700,000 or more on January 1, 2017; \$600,000 or more on January 1, 2018; \$500,000 or more on January 1, 2019. The policy limit remains \$1 million in counties where the OIR determines there is not a reasonable degree of competition.
- Personal lines residential insurance risks currently insured by Citizens that receive an offer for comparable coverage from an admitted insurer at a premium that is within 15 percent or less of the insured's Citizens premium, including policyholders removed through an assumption agreement.
- Structures located seaward of the Coastal Construction Control Line, for which a Notice of Commencement has been issued on or after July 1, 2013, that do not meet the coastal code-plus building code criteria developed and recommended by the Florida Building Commission.
- Policies that are offered Citizens coverage through a risk-sharing agreement and do not accept the offer of coverage.

Citizens Risk-Sharing Agreements

The bill authorizes Citizens to enter into risk-sharing agreements with authorized insurers, wherein the corporation agrees to retain part of the risk for a specific group of policies or specified perils within a group of policies as part of the terms for the authorized insurer removing such policies from Citizens. The terms of each risk-sharing agreement must ensure that the consideration received by Citizens is commensurate with the risk it is retaining and the risk assumed by the authorized insurer. Citizens may not share risk for bad faith. The agreement must also specify the proportion of exposure the authorized insurer reports for the FHCF and the exposure retained by Citizens, both of which may purchase FHCF coverage for the risk each bears. The risk-sharing agreement program replaces the quota-share primary insurance program currently authorized in s. 627.351(6)(c)2., F.S.

Citizens may act as a reinsurer or cedent under a risk sharing agreement or excess of loss agreement. If Citizens is the reinsurer, the insurance policy forms and endorsements of the admitted insurer must be approved by the office, cover all perils that are the subject of the agreement, and cover at least the same limits as the Citizens policies being replaced. Risk

sharing agreements must be filed by the authorized insurer with the OIR for review and approval prior to the execution of the agreement, but are not subject to the requirements of a take-out or keep-out program under the Citizens statute or s. 627.3517, F.S.

Executive Director

The bill requires the executive director of the corporation to be appointed by the Governor and Chief Financial Officer. The Senate must confirm the executive director during the legislative session following the initial appointment. The Senate must reconfirm the executive director after every election or reelection of the Governor and Chief Financial Officer. The bill allows the executive director to act with the concurrence of the board on matters currently acted upon by the board.

Board Members

The bill requires the Senate to confirm the board members appointed by the Governor, Chief Financial Officer and the President of the Senate. The bill further limits board members current three-year term to no more than two terms, excluding any remainder of a term served due to vacancy. The Chief Financial Officer shall designate one appointee as board chair for the purpose of presiding over the orderly conduct of meetings, but an appointee can serve no more than one term as chair.

Citizens Surplus Note Agreements

The bill authorizes the corporation to adopt programs for the removal of policies from the corporation through a loan from the corporation to an insurer secured by a surplus note. The corporation can require such provisions as are necessary and reasonable. The surplus note is subject to the review and approval by the OIR. The corporation can establish standards for the program, including the maximum size of a loan, capital matching requirements, the relationship between the aggregate number of policies or loss exposure to the amount of the loan, retention requirements, and limitations on the number of insurers receiving loans. The bill provides that if a loan secured by a surplus note is provided to a new mutual insurance company, the corporation can: require the board of the new mutual insurer to have a majority of independent board members; restrict the ability of the new mutual insurer to convert to a stock insurer; establish a capital match requirement of up to \$1 of private capital for each \$4 of the loan, and; limit the eligibility of a new mutual insurer for a waiver of the ceding commission.

Citizens Insurance Agents

The bill requires each Citizens agent to maintain documentation that warrants and certifies that alternative coverage was annually sought for each risk placed in Citizens by the agent in accordance with s. 627.3518, F.S. Effective January 1, 2014, an agent who places an ineligible policy in Citizens will not receive agent commissions.

Audits of Citizens

The bill requires the Auditor General to annually conduct an operational audit of Citizens that evaluates management's performance, rather than every three years. The scope of the audit is

expanded to include financing arrangements made to address a 100-year probable maximum loss; personnel costs and administration; and underwriting, including processes designed to ensure compliance with policy eligibility requirements of law. A copy of the audit must be provided to the Citizens board of directors, the President of the Senate, the Speaker of the House of Representatives, each member of the Financial Services Commission, and the Office of Insurance Regulation.

The Citizens board must contract with an independent auditing firm to conduct a performance audit of the corporation every two years. The performance audit must include an evaluation, within the context of insurance industry best practices, of Citizens' strategic planning processes, the functionality of Citizens' organizational structure, the compensation levels of senior management, and the overall management and operations of Citizens. A copy of the audit must be provided to the Citizens board of directors, the President of the Senate, the Speaker of the House of Representatives, each member of the Financial Services Commission, and the Office of Insurance Regulation. The initial audit must be completed by June 1, 2014.

Inspector General

The bill establishes the Office of the Inspector General within Citizens to ensure accountability, integrity, and efficiency. The inspector general is appointed by the Financial Services Commission and may be removed from office only by the commission. The inspector general is under the supervision of the commission until June 30, 2014, after which he/she reports to the chair of the board of governors.

The inspector general's duties are specified to initiate, direct, coordinate, participate in, and perform studies, reviews, evaluations, and investigations designed to assess management practices; compliance with laws, rules, and policies; and program effectiveness and efficiency. In addition, complete special projects and perform other duties as requested by the Financial Services Commission.

At least annually, the inspector general must provide a report to the President of the Senate and the Speaker of the House of Representatives the extent to which policies are returned to the voluntary market from the corporation's clearinghouse and must include an analysis regarding the effectiveness of the clearinghouse for depopulation of Citizens.

Other Citizens Provisions

The bill amends the required Acknowledgment of Potential Surcharge and Assessment Liability form that must be signed by each Citizens applicant. The revised form provides notice that each Citizens policyholder is subject to the policyholder surcharge of up to 45 percent of premium, that eligibility for Citizens coverage is predicated on first trying to obtain private market coverage, and that private market insurance rates are regulated and approved by the State.

Section 10 amends s. 627.351(6)(e) subjecting Citizens Property Insurance Corporation to s. 287.057 F.S., relating to the purchasing of commodities and contractual services. Services provided by tradepersons or technical experts to assist a licensed adjuster in the evaluation of individual claims are not subject to the procurement requirements of this section. Additionally,

the procurement of financial services providers and underwriters must be made pursuant to s. 627.3513. The bill requires that any person affected by the corporation's decision or intended decision to award a contract must file a written notice of protest within 72 hours after the corporation posts its notice of decision. A formal written notice must be filed within 10 days of the date the notice to protest is filed. The formal written protest must state with particularity the facts and law upon which the protest is based. Upon receipt of a formal written protest that has been timely filed, the corporation must stop the solicitation or contract award process until the subject of the protest is resolved by final board action unless the executive director sets forth in writing particular facts and circumstances that require the continuance of the solicitation or contract award process without delay in order to avoid an immediate and serious danger to the public health, safety, or welfare. The corporation must provide an opportunity to resolve the protest by mutual agreement between the parties within seven business days after receipt of the formal written protest. If the subject of a protest is not resolved by mutual agreement within seven business days, the corporation's board must place the protest on the agenda and resolve it at its next regularly scheduled meeting. The protest must be heard by the board at a publicly noticed meeting in accordance with procedures established by the board. In a protest of an invitation-to-bid or request-for-proposals procurement, submissions made after the bid or proposal opening which amend or supplement the bid or proposal may not be considered. In protesting an invitation-to-negotiate procurement, submissions made after the corporation announces its intent to award a contract, reject all replies, or withdraw the solicitation that amends or supplements the reply may not be considered. Unless otherwise provided by law, the burden of proof rests with the party protesting the corporation's action. In a competitive-procurement protest, other than a rejection of all bids, proposals, or replies, the corporation's board must conduct a de novo proceeding to determine whether the corporation's proposed action is contrary to the corporation's governing statutes, the corporation's rules or policies, or the solicitation specifications. The standard of proof for the proceeding is whether the corporation's action was clearly erroneous, contrary to competition, arbitrary, or capricious. In any bid-protest proceeding contesting an intended corporation action to reject all bids, proposals, or replies, the standard of review by the board is whether the corporation's intended action is illegal, arbitrary, dishonest, or fraudulent.

Section 11 requires the purchasing of commodities and contractual services by Citizens Property Insurance Corporation commenced before October 1, 2013, be governed by the law in effect on September 30, 2013.

Section 12 amends s. 627.351(6)(n), F.S., to create new rating standards for Citizens' policyholders. The bill requires that Citizens rates are to be actuarially sound and not competitive with those charged in the admitted voluntary market. Actuarially sound rates are to be established by including an appropriate catastrophe risk load factor that reflects Citizens' actual risk exposure. Except when applied to mobile homes, rates are defined as not competitive with the voluntary market if the average rates of the corporation for each rating territory are no lower than the average rates charged by the insurer that had the highest average rate in that rating territory among the 20 admitted insurers with the greatest total direct written premium in the state for that line of business in the preceding year. As applied to mobile homes, rates are defined as not competitive with the voluntary market if the average rates of the corporation for each rating territory are no lower than the average rates charged by the insurer that had the highest

average rate in that rating territory among the five admitted insurers with the greatest total direct written premium in the state for that line of business in the preceding year.

Actuarially sound rates are to be applied to new and renewal policies covered by the corporation in territories where the OIR determines there is not a reasonable degree of competition.

Rates that are not competitive with the voluntary market must be charged by Citizens to:

- New policyholders;
- Renewal non-wind policyholders that have a dwelling replacement cost of \$300,000 or greater;
- Renewal wind-only policyholders that have a dwelling replacement cost greater than \$1 million on July 1, 2013; \$800,000 on January 1, 2014; \$600,000 on January 1, 2015.
- Non- homestead personal residential properties that are not occupied by renters as a permanent resident.

The bill provides that Citizens shall also implement a rate increase of up to three percent, to be used to purchase catastrophe reinsurance or other risk transfer mechanisms. The increase must reflect the actual cost of the catastrophe reinsurance or other risk transfer mechanisms. In any year for which this three percent increase is imposed, Citizens must allow a corresponding three percent decrease, one percent per account, from the Citizens policyholder surcharge, if any is imposed.

The bill provides that Citizens is to certify to OIR that its rates are in compliance with statutory requirements, but if any adjustment is necessary to ensure compliance, the corporation must implement the adjustment and file its revised rates with the OIR. If the OIR then determines that the rates are out of compliance, the OIR will require Citizens to amend its rates in its next rate filing.

The bill provides that Citizens must provide recommendations to the Legislature on how to provide relief for policyholders who demonstrate a financial need to pay the full cost of their premiums.

Section 13 creates s. 627.3518, F.S., to recognize that the corporation currently has authority to establish a clearinghouse to determine the eligibility of new and renewal risks who are seeking coverage. The bill requires the corporation to implement such a clearinghouse by July 1, 2013. The bill requires that all new and renewal applications, excluding commercial residential, must be submitted to the clearinghouse before the corporation can bind or renew coverage. The clearinghouse:

- Must develop an application process to facilitate private insurers in determining whether or not to make an offer of coverage through the clearinghouse.
- Must enter into contracts with Florida property insurance companies to participate in the clearinghouse and must accept appointments from voluntary market insurers.
- Must require all new and renewal applicants to be submitted to the clearinghouse to see if there are any offers of coverage from an authorized insurer.

- Must require all new applications for coverage to be subject to a 48-hour period that allows a private insurer participating in the clearinghouse to select applicants for coverage.
- Allows an applicant to accept an offer from a surplus lines insurer if the applicant does not receive an offer of coverage from admitted insurers.
- May charge a reasonable fee as a percentage of an agent's commission to offset the costs of the clearinghouse. Insurers participating in the clearinghouse are not required to pay a fee or use the clearinghouse.

All licensed insurers are authorized to participate in the clearinghouse. Insurers making offers of coverage through the clearinghouse are allowed, but not required, to appoint the agent whose customer is bound and underwritten through the clearinghouse for as long as that policy remains with the insurer. If the insurer does not appoint the agent, it must enter into a limited agency agreement with the agent who is not appointed. If an insurer makes an offer for an applicant whose agent is an exclusive agent, that agent can give the applicant an opportunity to accept coverage from an insurer with whom the agent has a limited servicing agreement. All agents must maintain the exclusive use of expirations, records, or other written or electronic information directly related to such applications or renewals written through the corporation or through an insurer participating in the clearinghouse.

The corporation is authorized to recognize private entities that independent agents may elect to use as an alternative to the clearinghouse. The alternative option cannot be used as a replacement for the clearinghouse. Neither the clearinghouse nor an alternative private entity can prohibit insurers from electing to participate in more than one program, but an insurer participating in the private entity alternative must also participate in the clearinghouse.

Section 14 creates an unnumbered section of law directing Citizens to implement a temporary keepout program beginning July 1, 2013, and ending on the date the clearinghouse is operational. Applications for personal residential multiperil policies are required to be held for 72 hours to allow insurers authorized under the program to submit offers of coverage. This section expires on March 1, 2014, or when the clearinghouse becomes operational.

Section 15 amends s. 627.405, F.S., by specifying that a property insurance policyholder may assign the benefits from contract, subject to the conditions in the policy.

Section 16 amends s. 627.410, F.S., making technical changes.

July 1, 2013, is the effective date of the bill, except as otherwise expressly provided.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

The Citizens' clearinghouse would need to have a public records exemption to protect certain policyholder information from public disclosure.

The Citizens' inspector general would need to have a public records exemption to protect information relating to investigations from public disclosure.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

The bill authorizes Citizens' clearinghouse to charge a reasonable fee as a percentage of an agent's commission on policies placed by the clearinghouse to offset the costs of the clearinghouse.

B. Private Sector Impact:

Subjecting Citizens Property Insurance Corporation to bad faith may allow claimants to obtain judgments in excess of contract limits in certain instances. To the extent that this impacts overall claims, it may be added to post-catastrophe assessments in the years for which an assessment is levied.

The bill allows insurance companies to use the property insurance inflation factor published annually by OIR, in lieu of a full rate examination. The use of the published inflation factor could have the effect of inducing some insurance companies to seek an increase that is within the factor in order to avoid a full rate examination.

The bill allows insurance companies to include in their rate filings the cost of private reinsurance purchased to cover potential shortfalls in the amount of reimbursement obtained from the FHCF. To the extent that primary insurers avail themselves of this provision, it could increase the direct written rates, but it could also increase the assurance that the direct writer will be able to meet its obligations to policyholders.

The bill limits eligibility for obtaining coverage from Citizens to those properties with a replacement cost of \$1 million or more on January 1, 2014; \$900,000 or more on January 1, 2015; \$800,000 or more on January 1, 2016; \$700,000 or more on January 1, 2017; \$600,000 or more on January 1, 2018; \$500,000 or more on January 1, 2019. The policy limit remains \$1 million in counties where the OIR determines there is not a reasonable degree of competition. This provision will require those affected properties to find coverage in the private market, but it will reduce the exposure of other Florida property and casualty insurance policyholders who are subject to assessments to cover Citizens' excess losses.

Currently, an applicant seeking new coverage from Citizens is not eligible for coverage if the applicant has received an offer from a private admitted carrier that is within 15 percent of the rate offered by Citizens for comparable coverage. The bill applies this same eligibility standard to policyholders seeking to renew with Citizens, and requires every new and renewal applicant, excluding commercial residential, to go through a clearinghouse that is created to assure that Citizens does not cover anyone who can obtain reasonable coverage in the private market. These provisions could require some current Citizens' policyholders to purchase coverage in the private market, but it could reduce the exposure of other Florida property and casualty insurance policyholders who are subject to assessments to cover Citizens' excess losses.

The bill requires that all new policies, non-homestead non-renter occupied properties, non-wind policy homes with a replacement cost of over \$300,000 and wind-only policy homes with a replacement cost over \$1 million on July 1, 2013, \$800,000 on January 1, 2014 and \$600,000 on January 1, 2015, be charged a rate that is noncompetitive with the private market (highest of the top 20 insurers writing in a given territory) or an actuarially sound rate. The policy limit remains \$1 million in counties where the OIR determines there is not a reasonable degree of competition. This provision will increase the ability of the private insurance market to compete for customers who currently are likely to obtain coverage with Citizens. The changes are also likely to reduce the policy count of Citizens, thus reducing the likelihood of assessment. The change will raise the rates for Citizens current policyholders affected by this provision, and will require all new policyholders to pay higher Citizens premiums than under current law.

Application of the Citizens glide-path by territory will result in some Citizens policyholders incurring rate increases in excess of 10 percent. Accordingly, such policyholders will be brought closer to paying an actuarially sound rate.

C. Government Sector Impact:

The costs associated with the operations of the Florida Catastrophe Risk Capital Access Facility will be funded from participating insurers on a pro rata basis.

The bill requires the OIR to calculate and publish an annual property insurance inflation factor and can be accomplished within existing resources. The use of the published inflation factor will reduce the resources necessary to perform an in-depth rate analysis on the companies that use the factor in lieu of a full rate filing. The amount of this reduction is dependent on the number of companies that forgo the full examination and is indeterminate.

The bill removes from the OIR the responsibility to determine the amount of rate discount that is applicable for wind mitigation techniques. This will decrease the expenditures of the OIR over time.

Current law requires the Auditor General to perform an audit of Citizens Property Insurance Corporation once every three years. The bill requires an annual audit by the Auditor General and can be absorbed with existing resources. Additionally, there is a cost

to Citizens associated with the requirement that they contract with a private auditing firm every two years. This is estimated to cost \$400,000 and will be added to their overall operating expense.

The Citizens three percent increase to purchase additional reinsurance and associated three percent decrease in the Citizens policyholder surcharge will increase the funds available for Citizens to pay claims in the event of a hurricane. This will reduce the likelihood of assessments on policyholders to fund a deficit in a Citizens account.

Allowing property and casualty insurers to certify forms as complying with Florida law in lieu of obtaining prior approval from the OIR, will result in a decrease in workload for the OIR and will reduce its funding needs in the future.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Appropriations Committee on April 3, 2013:

The committee substitute:

- Requires the Financial Services Commission to appoint an Inspector General at Citizens.
- Requires Citizens' Office of Internal Auditor and the new Inspector General to coordinate their activities to avoid duplication of efforts.
- Directs the Inspector General to independently monitor and investigate the operations and conduct of Citizens and its employees.
- Requires the Inspector General to report to the Financial Services Commission during the first year and then be placed under the general supervision of Citizens Board Chairman.
- Requires the Financial Services Commission be notified within 5 days of a Citizens emergency assessment being levied.
- Clarifies language in the clearinghouse relating to the relationships between policyholders, their agents and participating insurers.
- Clarifies language pertaining to s. 626.752, F.S., for the exchange of business and the clearinghouse.
- Establishes a temporary keepout program for personal residential multiperil Citizens applications until the official clearinghouse goes into effect on or before March 1, 2014.

- Requires applications to the temporary keepout program are to be held for 72 hours to allow other insurers the opportunity to submit offers. Any offers within 15 percent of the Citizen's current rate are not eligible.
- Deletes the proposed alternative new form filing and approval provision allowing for an electronically filed form to be utilized after providing the OIR with a 30-day notification.

B. Amendments:

None.

By the Committee on Banking and Insurance

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1 A bill to be entitled
 2 An act relating to property insurance; amending s.
 3 215.555, F.S.; changing the name of the Florida
 4 Hurricane Catastrophe Fund Finance Corporation to the
 5 State Board of Administration Finance Corporation;
 6 creating s. 215.5551, F.S.; creating the Florida
 7 Catastrophe Risk Capital Access Facility to increase
 8 the access of small domestic insurers to risk-capital
 9 markets; providing intent; establishing the facility
 10 in the State Board of Administration; providing the
 11 purposes of the facility; requiring the facility to be
 12 funded entirely by participating insurers after
 13 initial apportionment; providing limitations;
 14 providing for a board of directors; providing immunity
 15 from liability; providing for an annual report;
 16 amending s. 624.155, F.S.; providing that Citizens
 17 Property Insurance Corporation is an insurer subject
 18 to civil actions as an agent of the state covered by
 19 sovereign immunity; amending s. 626.752, F.S.,
 20 relating to the exchange of business between an agent
 21 and insurer; providing an exemption from the
 22 requirements of that section to the corporation under
 23 certain circumstances; amending s. 627.062, F.S.;
 24 requiring the Office of Insurance Regulation to
 25 calculate and publish insurance inflation factors for
 26 use in residential property insurance filings;
 27 prohibiting the office from disapproving a rate as
 28 excessive due to the insurer's purchase of reinsurance
 29 for certain purposes; deleting obsolete provisions;

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30 conforming cross-references; amending s. 627.0628,
 31 F.S.; requiring the Florida Commission on Hurricane
 32 Loss Projection Methodology to consider methods for
 33 improving the accuracy of wind mitigation discounts;
 34 amending s. 627.0629, F.S.; requiring insurers to
 35 provide notice of mitigation discounts in a
 36 residential property insurance rate filing; revising
 37 the criteria for when the office may hold a public
 38 hearing regarding a rate filing; amending s. 627.171,
 39 F.S.; allowing a consent to an excess rate to apply to
 40 subsequent policy renewals; limiting the allowable
 41 amount of excess rates to counties where there is no
 42 competition; amending s. 627.351, F.S.; revising
 43 legislative intent with respect to the corporation;
 44 reducing the value of residential structures that can
 45 be covered by the corporation; revising the
 46 corporation's eligibility criteria for structures
 47 located seaward of the coastal construction control
 48 line; requiring the corporation's board of governors
 49 to concur with certain decisions by the executive
 50 director; providing for risk-sharing agreements
 51 between the corporation and other insurers and
 52 specifying the requirements and limitations of such
 53 agreements; revising provisions relating to the
 54 appointment of the board of governors and the
 55 executive director; deleting provisions allowing a
 56 policyholder removed from the corporation to remain
 57 eligible for coverage regardless of an offer of
 58 coverage from an authorized insurer; revising

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59 corporation criteria for appointing agents; requiring
 60 disclosure of potential corporation surcharges and
 61 policyholder obligations to try and obtain private
 62 market coverage; revising provisions relating to the
 63 Auditor General's review of the corporation; requiring
 64 the board to contract with an independent auditing
 65 firm to conduct performance audits; authorizing the
 66 corporation to adopt programs that encourage insurers
 67 to remove policies from the corporation through a loan
 68 secured by a surplus note; revising provisions
 69 relating to purchases by the corporation; providing
 70 that the corporation is subject to state agency
 71 purchasing requirements; requiring the corporation to
 72 provide notice of purchasing decisions; providing
 73 procedures for protesting such decisions; providing
 74 applicability; revising the corporation's rate
 75 standards; requiring that corporation rates be
 76 competitive with approved rates charged in the
 77 admitted market, actuarially sound, and include a
 78 catastrophe risk load factor; providing exceptions;
 79 limiting rate increases for specified personal and
 80 commercial lines residential policies and allowing an
 81 additional rate increase; requiring the corporation to
 82 annually certify its rates; requiring the board of
 83 directors to provide recommendations to the
 84 Legislature on ways of providing rate relief to those
 85 who demonstrate a financial need; deleting obsolete
 86 provisions; creating s. 627.3518, F.S.; establishing a
 87 clearinghouse within the corporation for identifying

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88 and diverting insurance coverage to private insurers;
 89 providing definitions; providing requirements and
 90 duties of the corporation, insurers, and agents;
 91 providing for an alternative to submitting risks to
 92 the corporation; amending s. 627.405, F.S.;
 93 authorizing policyholders to assign benefits subject
 94 to conditions in the policy; amending s. 627.410,
 95 F.S.; conforming provisions to changes made by the
 96 act; creating s. 627.4102, F.S.; providing for an
 97 informational filing of certain forms that are exempt
 98 from the Office of Insurance Regulation's approval
 99 process; requiring an informational filing to include
 100 a notarized certification from the insurer and
 101 providing a statement that must be included in the
 102 certification; requiring a Notice of Change in Policy
 103 Terms form to be filed with a changed renewal policy;
 104 providing effective dates.

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

107
 108 Section 1. Paragraph (n) of subsection (2) and paragraph
 109 (d) of subsection (6) of section 215.555, Florida Statutes, are
 110 amended to read:

111 215.555 Florida Hurricane Catastrophe Fund.—

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

113 (n) "Corporation" means the State Board of Administration
 114 ~~Florida Hurricane Catastrophe Fund~~ Finance Corporation created
 115 in paragraph (6) (d).

116 (6) REVENUE BONDS.—

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117 (d) State Board of Administration ~~Florida Hurricane~~
 118 ~~Catastrophe Fund Finance Corporation.~~

119 1. In addition to the findings and declarations in
 120 subsection (1), the Legislature also finds and declares that:

121 a. The public benefits corporation created under this
 122 paragraph will provide a mechanism ~~necessary~~ for the cost-
 123 effective and efficient issuance of bonds. This mechanism will
 124 eliminate unnecessary costs in the bond issuance process,
 125 thereby increasing the amounts available for to pay
 126 reimbursement for losses to property sustained as a result of
 127 hurricane damage.

128 b. The purpose of such bonds is to fund reimbursements
 129 through the Florida Hurricane Catastrophe Fund ~~to pay~~ for the
 130 costs of construction, reconstruction, repair, restoration, and
 131 other costs associated with damage to properties of
 132 policyholders of covered policies due to the occurrence of a
 133 hurricane.

134 c. The efficacy of the financing mechanism will be enhanced
 135 by the corporation's ownership of the assessments, by the
 136 insulation of the assessments from possible bankruptcy
 137 proceedings, and by covenants of the state with the
 138 corporation's bondholders.

139 ~~2.e. The State Board of Administration Finance Corporation~~
 140 ~~There is created, which is~~ a public benefits corporation and,
 141 ~~which is~~ an instrumentality of the state, ~~to be known as the~~
 142 ~~Florida Hurricane Catastrophe Fund Finance Corporation. The~~
 143 State Board of Administration Finance Corporation is for all
 144 purposes the successor to the Florida Hurricane Catastrophe Fund
 145 Finance Corporation.

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146 ~~a.b.~~ The corporation shall operate under a five-member
 147 board of directors consisting of the Governor or a designee, the
 148 Chief Financial Officer or a designee, the Attorney General or a
 149 designee, the director of the Division of Bond Finance of the
 150 State Board of Administration, and the Chief Operating Officer
 151 ~~senior employee of the State Board of Administration responsible~~
 152 ~~for operations~~ of the Florida Hurricane Catastrophe Fund.

153 ~~b.e.~~ The corporation has all of the powers of corporations
 154 under chapter 607 and under chapter 617, subject only to ~~the~~
 155 ~~provisions of~~ this subsection.

156 ~~c.d.~~ The corporation may issue bonds and engage in such
 157 other financial transactions as are necessary to provide
 158 sufficient funds to achieve the purposes of this section.

159 ~~d.e.~~ The corporation may invest in any of the investments
 160 authorized under s. 215.47.

161 ~~e.f.~~ There is ~~shall be~~ no liability on the part of, and no
 162 cause of action shall arise against, any board members or
 163 employees of the corporation for any actions taken by them in
 164 the performance of their duties under this paragraph.

165 3.a. In actions under chapter 75 to validate any bonds
 166 issued by the corporation, the notice required by s. 75.06 must
 167 ~~shall~~ be published in two newspapers of general circulation in
 168 the state, and the complaint and order of the court shall be
 169 served only on the State Attorney of the Second Judicial
 170 Circuit.

171 b. The state hereby covenants with holders of bonds of the
 172 corporation that the state will not repeal or abrogate the power
 173 of the board to direct the Office of Insurance Regulation to
 174 levy the assessments and to collect the proceeds of the revenues

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175 pledged to the payment of such bonds as long as ~~any~~ such bonds
 176 remain outstanding unless adequate provision has been made for
 177 the payment of such bonds pursuant to the documents authorizing
 178 the issuance of ~~the such~~ bonds.

179 ~~c.4.~~ The bonds of the corporation are not a debt of the
 180 state or of any political subdivision, and neither the state nor
 181 any political subdivision is liable on such bonds. The
 182 corporation ~~may not does not have the power to~~ pledge the
 183 credit, the revenues, or the taxing power of the state or of any
 184 political subdivision. The credit, revenues, or taxing power of
 185 the state or of any political subdivision ~~may shall~~ not be
 186 deemed to be pledged to the payment of any bonds of the
 187 corporation.

188 ~~d.5.a.~~ The property, revenues, and other assets of the
 189 corporation; the transactions and operations of the corporation
 190 and the income from such transactions and operations; and all
 191 bonds issued under this paragraph and interest on such bonds are
 192 exempt from taxation by the state and any political subdivision,
 193 including the intangibles tax under chapter 199 and the income
 194 tax under chapter 220. This exemption does not apply to any tax
 195 imposed by chapter 220 on interest, income, or profits on debt
 196 obligations owned by corporations other than the State Board of
 197 Administration Florida Hurricane Catastrophe Fund Finance
 198 Corporation.

199 ~~e.b.~~ All bonds of the corporation ~~are shall be and~~
 200 ~~constitute~~ legal investments without limitation for all public
 201 bodies of this state; for all banks, trust companies, savings
 202 banks, savings associations, savings and loan associations, and
 203 investment companies; for all administrators, executors,

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204 trustees, and other fiduciaries; for all insurance companies and
 205 associations and other persons carrying on an insurance
 206 business; and for all other persons who are now or may hereafter
 207 be authorized to invest in bonds or other obligations of the
 208 state and ~~are shall be and constitute~~ eligible securities to be
 209 deposited as collateral for the security of any state, county,
 210 municipal, or other public funds. This sub-subparagraph shall be
 211 considered ~~as~~ additional and supplemental authority and may
 212 ~~shall~~ not be limited without specific reference to this sub-
 213 subparagraph.

214 ~~4.6.~~ The corporation and its corporate existence shall
 215 continue until terminated by law; however, no such law shall
 216 take effect as long as the corporation has bonds outstanding
 217 unless adequate provision has been made for the payment of such
 218 bonds pursuant to the documents authorizing the issuance of such
 219 bonds. Upon termination of the existence of the corporation, all
 220 of its rights and properties in excess of its obligations shall
 221 pass to and be vested in the state.

222 Section 2. Section 215.5551, Florida Statutes, is created
 223 to read:

224 215.5551 Florida Catastrophe Risk Capital Access Facility.

225 (1) The Legislature finds that the global market for
 226 catastrophe risk has expanded dramatically, resulting in the
 227 availability of billions of dollars in additional risk capital
 228 for insurers and new and innovative alternative risk-transfer
 229 mechanisms. The Legislature also finds that having access to
 230 additional risk capital and risk-transfer mechanisms provides
 231 insurers providing coverage in this state with an opportunity to
 232 expand their capacity to write additional business and diversify

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 233 their catastrophe risk. The Legislature further finds that
 234 despite an expansion in the amount of available global risk
 235 capital, small insurers, particularly smaller domestic insurers,
 236 writing property insurance in this state face substantial
 237 challenges accessing these global markets when the relatively
 238 small amount of risk finance required by any one company is not
 239 economically viable. Therefore, it is the intent of the
 240 Legislature to create a mechanism to facilitate the access of
 241 small domestic insurers to global risk capital markets and risk-
 242 transfer mechanisms.

243 (2) Effective July 1, 2013, the Florida Catastrophe Risk
 244 Capital Access Facility is created within the State Board of
 245 Administration. The facility is not defined nor may it function
 246 as an insurer, reinsurer, or other risk-bearing entity under
 247 state law.

248 (3) The facility shall:

249 (a) Aggregate the demand for risk finance from global
 250 capital markets among smaller volume domestic property insurance
 251 companies writing business in this state.

252 (b) Design and execute risk-transfer tools such as
 253 insurance-linked securities and other securitization models for
 254 participating insurers, and use special purpose vehicles or
 255 protected cells, onshore or offshore, as appropriate, to
 256 increase access to risk capital.

257 (c) Identify and coordinate appropriate risk-transfer
 258 products and opportunities, initially targeting layers of
 259 coverage below, alongside, and above the portion of the
 260 reinsurance market covered by the Florida Hurricane Catastrophe
 261 Fund.

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 262 (d) Establish and maintain regular and ongoing contact with
 263 global risk capital market participants, institutions, and
 264 investors, in order to identify opportunities that satisfy and
 265 coordinate insurer demand for additional risk capital.

266 (4) After an initial apportionment for startup purposes,
 267 the facility shall be funded entirely by participating insurers
 268 on a pro rata basis.

269 (5) In conducting its affairs, the facility may not:

270 (a) Take a position in, or provide financial support for,
 271 risk-transfer transactions;

272 (b) Be a guarantor of premium or make any other financial
 273 guarantees to participating insurers;

274 (c) Create contractual obligations on the part of the
 275 state; or

276 (d) Levy taxes or assessments.

277 (6) The facility shall be governed by a board of directors
 278 composed of seven members, one from the Department of Financial
 279 Services; one from the State Board of Administration; one from
 280 the Office of Insurance Regulation; three industry members
 281 representing Florida property insurance writers, the reinsurance
 282 community, and the financial securities industry; and one member
 283 appointed by a majority of the board. The board may employ or
 284 contract with such staff and professionals as the board deems
 285 necessary to accomplish its purpose.

286 (7) There shall be no liability on the part of, and no
 287 cause of action of any nature may arise against, the facility or
 288 its agents or employees, the board of directors, or the
 289 department or office or their representatives for any action
 290 taken by them in the performance of their powers and duties

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291 under this section.

292 (8) The facility shall submit a report to the Financial
 293 Services Commission by January 1 of each year describing
 294 facility activities and transactions undertaken by participating
 295 insurers.

296 Section 3. Subsection (1) of section 624.155, Florida
 297 Statutes, is amended and subsection (10) is added to that
 298 section, to read:

299 624.155 Civil remedy.—

300 (1) Any person may bring a civil action against an insurer,
 301 including Citizens Property Insurance Corporation, if ~~when~~ such
 302 person is damaged:

303 (a) By a violation of any of the following provisions by
 304 the insurer:

- 305 1. Section 626.9541(1)(i), (o), or (x);
- 306 2. Section 626.9551;
- 307 3. Section 626.9705;
- 308 4. Section 626.9706;
- 309 5. Section 626.9707; or
- 310 6. Section 627.7283.

311 (b) By the commission of any of the following acts by the
 312 insurer:

- 313 1. Not attempting in good faith to settle claims if ~~when~~,
 314 under all the circumstances, it could and should have done so,
 315 had it acted fairly and honestly toward its insured and with due
 316 regard for her or his interests;
- 317 2. Making claims payments to insureds or beneficiaries not
 318 accompanied by a statement setting forth the coverage under
 319 which payments are being made; or

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320 3. Except as to liability coverages, failing to promptly
 321 settle claims, when the obligation to settle a claim has become
 322 reasonably clear, under one portion of the insurance policy
 323 coverage in order to influence settlements under other portions
 324 of the insurance policy coverage.

325
 326 Notwithstanding the provisions of this subsection ~~the above to~~
 327 ~~the contrary~~, a person pursuing a remedy under this section need
 328 not prove that such act was committed or performed with such
 329 frequency as to indicate a general business practice.

330 (10) For the purposes of this section, Citizens Property
 331 Insurance Corporation is an agent of the state covered under s.
 332 768.28.

333 Section 4. Subsection (4) of section 626.752, Florida
 334 Statutes, is amended to read:

335 626.752 Exchange of business.—

336 (4) The foregoing limitations and restrictions ~~do shall~~ not
 337 ~~be construed and shall not~~ apply to the placing of surplus lines
 338 business under the provisions of part VIII, or to Citizens
 339 Property Insurance Corporation when placing new and renewal
 340 business with authorized insurers in order to reduce the size of
 341 the corporation pursuant to s. 627.3518.

342 Section 5. Subsection (2) and paragraph (d) of subsection
 343 (3) of section 627.062, Florida Statutes, are amended to read:
 344 627.062 Rate standards.—

345 (2) As to all such classes of insurance:

346 (a) Insurers or rating organizations shall establish and
 347 use rates, rating schedules, or rating manuals that allow the
 348 insurer a reasonable rate of return on the classes of insurance

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 349 written in this state. A copy of rates, rating schedules, rating
 350 manuals, premium credits or discount schedules, and surcharge
 351 schedules, and changes thereto, must be filed with the office in
 352 accordance with ~~under~~ one of the following procedures:

353 1. If the filing is made at least 90 days before the
 354 proposed effective date and is not implemented during the
 355 office's review of the filing and any proceeding and judicial
 356 review, such filing is considered a "file and use" filing. In
 357 such case, the office shall finalize its review by issuance of a
 358 notice of intent to approve or a notice of intent to disapprove
 359 within 90 days after receipt of the filing. The notice of intent
 360 to approve and the notice of intent to disapprove constitute
 361 agency action for purposes of the Administrative Procedure Act.
 362 Requests for supporting information, requests for mathematical
 363 or mechanical corrections, or notification to the insurer by the
 364 office of its preliminary findings does not toll the 90-day
 365 period during ~~any~~ such proceedings and subsequent judicial
 366 review. The rate shall be deemed approved if the office does not
 367 issue a notice of intent to approve or a notice of intent to
 368 disapprove within 90 days after receipt of the filing.

369 2. If the filing is not made in accordance with
 370 subparagraph 1., such filing must be made as soon as
 371 practicable, but within 30 days after the effective date, and is
 372 considered a "use and file" filing. An insurer making a "use and
 373 file" filing is potentially subject to an order by the office to
 374 return ~~to policyholders~~ those portions of rates found to be
 375 excessive to policyholders, as provided in paragraph (i) ~~(h)~~.

376 ~~3. For all property insurance filings made or submitted~~
 377 ~~after January 25, 2007, but before May 1, 2012, an insurer~~

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 378 ~~seeking a rate that is greater than the rate most recently~~
 379 ~~approved by the office shall make a "file and use" filing. For~~
 380 ~~purposes of this subparagraph, motor vehicle collision and~~
 381 ~~comprehensive coverages are not considered property coverages.~~

382 (b) Upon receiving a rate filing, the office shall review
 383 the filing to determine if a rate is excessive, inadequate, or
 384 unfairly discriminatory. In making that determination, the
 385 office shall, in accordance with generally accepted and
 386 reasonable actuarial techniques, consider the following factors:

387 1. Past and prospective loss experience within and without
 388 this state.

389 2. Past and prospective expenses.

390 3. The degree of competition among insurers for the risk
 391 insured.

392 4. Investment income reasonably expected by the insurer,
 393 consistent with the insurer's investment practices, from
 394 investable premiums anticipated from ~~in~~ the filing, plus any
 395 other expected income from currently invested assets
 396 representing the amount expected on unearned premium reserves
 397 and loss reserves. The commission may adopt rules that use ~~using~~
 398 reasonable techniques of actuarial science and economics to
 399 specify the manner in which insurers calculate investment income
 400 attributable to classes of insurance written in this state and
 401 ~~the manner~~ in which investment income is used to calculate
 402 insurance rates. Such rules manner must allow ~~contemplate~~
 403 ~~allowances~~ for an underwriting profit factor and full
 404 consideration of investment income which produce a reasonable
 405 rate of return; however, investment income from invested surplus
 406 may not be considered.

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- 407 5. The reasonableness of the judgment reflected in the
408 filing.
- 409 6. Dividends, savings, or unabsorbed premium deposits
410 allowed or returned to state Florida policyholders, members, or
411 subscribers.
- 412 7. The adequacy of loss reserves.
- 413 8. The cost of reinsurance. The office may not disapprove a
414 rate as excessive ~~solely~~ due solely to the insurer having
415 obtained catastrophic reinsurance to cover the insurer's
416 estimated 250-year probable maximum loss or any lower level of
417 loss, or due solely to an admitted carrier purchasing private
418 reinsurance that would insure against potential deficits within
419 the Florida Hurricane Catastrophe Fund which the most recent
420 estimate made pursuant to s. 215.555(4)(c)2. predicts would be
421 funded through revenue bonds issued under s. 215.555(6).
- 422 9. Trend factors, including trends in actual losses per
423 insured unit for the insurer making the filing.
- 424 10. Conflagration and catastrophe hazards, if applicable.
- 425 11. Projected hurricane losses, if applicable, which must
426 be estimated using a model or method found to be acceptable or
427 reliable by the Florida Commission on Hurricane Loss Projection
428 Methodology, and as further provided in s. 627.0628.
- 429 12. A reasonable margin for underwriting profit and
430 contingencies.
- 431 13. The cost of medical services, if applicable.
- 432 14. Other relevant factors that affect the frequency or
433 severity of claims or expenses.
- 434 (c) The office shall calculate and publish insurance
435 inflation factors based on noncatastrophe direct loss costs for

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- 436 use in residential property insurance filings. The office shall
437 update the published factors at least annually and make them
438 available on its website. The calculation of insurance inflation
439 factors are not subject to rulemaking under chapter 120.
- 440 1. An insurer making a residential property insurance rate
441 filing that proposes a change in noncatastrophe base rates by a
442 uniform factor equal to or less than the applicable published
443 insurance inflation factor, may make a rate filing under s.
444 627.0645 which consists of a rate certification in lieu of a
445 full rate filing under paragraph (a). The office shall verify
446 insurer use of the appropriate published inflation factor and,
447 if the inflation factor is used appropriately, the filed rates
448 shall be deemed not excessive.
- 449 2. An insurer filing under this paragraph may make a
450 separate filing pursuant to paragraph (1) to adjust its rates
451 for reinsurance rates, reinsurance financing costs and products,
452 and cash buildup factor costs. The insurance inflation factors
453 do not apply to these filings.
- 454 3. This paragraph does not apply to filings made by
455 Citizens Property Insurance Corporation.
- 456 (d)(e) In the case of fire insurance rates, consideration
457 must be given to the availability of water supplies and the
458 experience of the fire insurance business during ~~a period of not~~
459 ~~less than~~ the most recent 5-year or longer period for which such
460 experience is available.
- 461 (e)(d) If conflagration or catastrophe hazards are
462 considered by an insurer in its rates or rating plan, including
463 surcharges and discounts, the insurer must shall establish a
464 reserve for that portion of the premium allocated to such hazard

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465 and maintain the premium in a catastrophe reserve. Removal of
 466 such premiums from the reserve for purposes other than paying
 467 claims associated with a catastrophe or purchasing reinsurance
 468 for catastrophes must be approved by the office. Any ceding
 469 commission received by an insurer purchasing reinsurance for
 470 catastrophes must be placed in the catastrophe reserve.

471 ~~(f)~~ ~~(e)~~ After consideration of the rate factors provided in
 472 paragraphs (b), ~~(c)~~, and (d), and (e) the office may find a rate
 473 to be excessive, inadequate, or unfairly discriminatory based
 474 upon the following standards:

475 1. Rates shall be deemed excessive if they are likely to
 476 produce a profit from Florida business which is unreasonably
 477 high in relation to the risk involved in the class of business
 478 or if expenses are unreasonably high in relation to services
 479 rendered.

480 2. Rates shall be deemed excessive if, among other things,
 481 the rate structure established by a stock insurance company
 482 provides for replenishment of surpluses from premiums, ~~if the~~
 483 such replenishment is attributable to investment losses.

484 3. Rates shall be deemed inadequate if ~~they are clearly~~
 485 ~~insufficient~~, together with the investment income attributable
 486 to them, they are clearly insufficient to sustain projected
 487 losses and expenses in the class of business to which they
 488 apply.

489 4. A rating plan, including discounts, credits, or
 490 surcharges, shall be deemed unfairly discriminatory if it fails
 491 to clearly and equitably reflect consideration of the
 492 policyholder's participation in a risk management program
 493 adopted pursuant to s. 627.0625.

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494 5. A rate shall be deemed inadequate as to the premium
 495 charged to a risk or group of risks if discounts or credits are
 496 allowed which exceed a reasonable reflection of expense savings
 497 and reasonably expected loss experience from the risk or group
 498 of risks.

499 6. A rate shall be deemed unfairly discriminatory as to a
 500 risk or group of risks if the application of premium discounts,
 501 credits, or surcharges among such risks does not bear a
 502 reasonable relationship to the expected loss and expense
 503 experience among the various risks.

504 ~~(g)~~ ~~(f)~~ In reviewing a rate filing, the office may require
 505 the insurer to provide, at the insurer's expense, all
 506 information necessary to evaluate the condition of the company
 507 and the reasonableness of the filing according to the criteria
 508 enumerated in this section.

509 ~~(h)~~ ~~(g)~~ The office may at any time review a rate, rating
 510 schedule, rating manual, or rate change; the pertinent records
 511 of the insurer; and market conditions. If the office finds on a
 512 preliminary basis that a rate may be excessive, inadequate, or
 513 unfairly discriminatory, the office shall initiate proceedings
 514 to disapprove the rate and ~~shall so~~ notify the insurer. However,
 515 the office may not disapprove as excessive any rate for which it
 516 has given final approval or which has been deemed approved for 1
 517 year after the effective date of the filing unless the office
 518 finds that a material misrepresentation or material error was
 519 made by the insurer or was contained in the filing. Upon
 520 notification being notified, the insurer or rating organization
 521 shall, within 60 days, file with the office all information
 522 that, in the belief of the insurer or organization, proves the

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523 reasonableness, adequacy, and fairness of the rate or rate
 524 change. The office shall issue a notice of intent to approve or
 525 a notice of intent to disapprove pursuant to paragraph (a)
 526 within 90 days after receipt of the insurer's initial response.
 527 In such instances and in any administrative proceeding relating
 528 to the legality of the rate, the insurer or rating organization
 529 ~~shall~~ carry the burden of proof of showing, by a preponderance
 530 of the evidence, ~~to show~~ that the rate is not excessive,
 531 inadequate, or unfairly discriminatory. After the office
 532 notifies an insurer that a rate may be excessive, inadequate, or
 533 unfairly discriminatory, unless the office withdraws the
 534 notification, the insurer may not alter the rate except to
 535 conform to the office's notice until the earlier of 120 days
 536 after the date the notification was provided or 180 days after
 537 the date of implementing the rate. ~~The office~~, Subject to
 538 chapter 120, the office may disapprove without the 60-day
 539 notification any rate increase filed by an insurer within the
 540 prohibited time period or during the time that the legality of
 541 the increased rate is being contested.

542 (i) (h) If the office finds that a rate or rate change is
 543 excessive, inadequate, or unfairly discriminatory, the office
 544 shall issue an order of disapproval requiring ~~specifying~~ that a
 545 new rate or rate schedule, which responds to the findings of the
 546 office, be filed by the insurer. The office shall further order,
 547 for any "use and file" filing made in accordance with
 548 subparagraph (a)2., that the portion of premiums charged which
 549 constitute ~~each policyholder constituting~~ the portion of the
 550 rate above that which was actuarially justified be returned to
 551 the policyholder in the form of a credit or refund. If the

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552 office finds that an insurer's rate or rate change is
 553 inadequate, the new rate or rate schedule filed with the office
 554 in response to such ~~a finding~~ applies is applicable only to new
 555 or renewal business ~~of the insurer~~ written by the insurer on or
 556 after the effective date of the responsive filing.

557 (j) (i) Except as otherwise specifically provided in this
 558 chapter, for property and casualty insurance the office may not
 559 directly or indirectly:

560 1. Prohibit an ~~any~~ insurer, including any residual market
 561 plan or joint underwriting association, from paying acquisition
 562 costs based on the full amount of premium, as defined in s.
 563 627.403, applicable to any policy, or prohibit ~~any~~ such insurer
 564 from including the full amount of acquisition costs in a rate
 565 filing; or

566 2. Impede, abridge, or otherwise compromise an insurer's
 567 right to acquire policyholders, advertise, or appoint agents,
 568 including the calculation, manner, or amount of such agent
 569 commissions, if any.

570 (k) (j) With respect to residential property insurance rate
 571 filings, the rate filing must account for mitigation measures
 572 undertaken by policyholders to reduce hurricane losses.

573 (l) (k) 1. A residential property insurer may make a separate
 574 filing limited solely to an adjustment of its rates for
 575 reinsurance, the cost of financing products used as a
 576 replacement for reinsurance, financing costs incurred in the
 577 purchase of reinsurance, and the actual cost paid due to the
 578 application of the cash build-up factor pursuant to s.
 579 215.555(5)(b) if the insurer:

580 a. Elects to purchase financing products, such as a

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581 liquidity instrument or line of credit, in which case the cost
 582 included in filing for the liquidity instrument or line of
 583 credit may not result in a premium increase exceeding 3 percent
 584 for any individual policyholder. All costs contained in the
 585 filing may not result in an overall premium increase of more
 586 than 15 percent for any individual policyholder.

587 b. Includes in the filing a copy of all of its reinsurance,
 588 liquidity instrument, or line of credit contracts; proof of the
 589 billing or payment for the contracts; and the calculation upon
 590 which the proposed rate change is based demonstrating that the
 591 costs meet the criteria of this section.

592 2. An insurer that purchases reinsurance or financing
 593 products from an affiliated company may make a separate filing
 594 only if the costs for such reinsurance or financing products are
 595 charged at or below charges made for comparable coverage by
 596 nonaffiliated reinsurers or financial entities making such
 597 coverage or financing products available in this state.

598 3. An insurer may make only one filing per 12-month period
 599 under this paragraph.

600 4. An insurer that elects to implement a rate change under
 601 this paragraph must file its rate filing with the office at
 602 least 45 days before the effective date of the rate change.
 603 After an insurer submits a complete filing that meets all of the
 604 requirements of this paragraph, the office has 45 days after the
 605 date of the filing to review the rate filing and determine if
 606 the rate is excessive, inadequate, or unfairly discriminatory.
 607
 608 The provisions of this subsection do not apply to workers'
 609 compensation, employer's liability insurance, and motor vehicle

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610 insurance.

611 (3)

612 (d)1. The following categories or kinds of insurance and
 613 types of commercial lines risks are not subject to paragraph
 614 (2) (a) or paragraph (2) (g) ~~(2) (f)~~:

615 a. Excess or umbrella.
 616 b. Surety and fidelity.
 617 c. Boiler and machinery and leakage and fire extinguishing
 618 equipment.
 619 d. Errors and omissions.
 620 e. Directors and officers, employment practices, fiduciary
 621 liability, and management liability.
 622 f. Intellectual property and patent infringement liability.
 623 g. Advertising injury and Internet liability insurance.
 624 h. Property risks rated under a highly protected risks
 625 rating plan.
 626 i. General liability.
 627 j. Nonresidential property, except for collateral
 628 protection insurance as defined in s. 624.6085.
 629 k. Nonresidential multiperil.
 630 l. Excess property.
 631 m. Burglary and theft.
 632 n. Any other commercial lines categories or kinds of
 633 insurance or types of commercial lines risks that the office
 634 determines should not be subject to paragraph (2) (a) or
 635 paragraph (2) (g) ~~(2) (f)~~ because of the existence of a
 636 competitive market for such insurance, similarity of such
 637 insurance to other categories or kinds of insurance not subject
 638 to paragraph (2) (a) or paragraph (2) (g) ~~(2) (f)~~, or to improve

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639 the general operational efficiency of the office.

640 2. Insurers or rating organizations shall establish and use

641 rates, rating schedules, or rating manuals that ~~to~~ allow the

642 insurer a reasonable rate of return on insurance and risks

643 described in subparagraph 1. which are written in this state.

644 3. An insurer must notify the office of any changes to

645 rates for insurance and risks described in subparagraph 1.

646 within 30 days after the effective date of the change. The

647 notice must include the name of the insurer, the type or kind of

648 insurance subject to rate change, total premium written during

649 the immediately preceding year by the insurer for the type or

650 kind of insurance subject to the rate change, and the average

651 statewide percentage change in rates. Underwriting files,

652 premiums, losses, and expense statistics relating with regard to

653 such insurance and risks written by an insurer must be

654 maintained by the insurer and subject to examination by the

655 office. Upon examination, the office, in accordance with

656 generally accepted and reasonable actuarial techniques, shall

657 consider the rate factors in paragraphs (2) (b), (d) ~~(e)~~, and (e)

658 ~~(d)~~ and the standards in paragraph (2) (f) ~~(2) (e)~~ to determine if

659 the rate is excessive, inadequate, or unfairly discriminatory.

660 4. A rating organization must notify the office of any

661 changes to loss cost for insurance and risks described in

662 subparagraph 1. within 30 days after the effective date of the

663 change. The notice must include the name of the rating

664 organization, the type or kind of insurance subject to a loss

665 cost change, loss costs during the immediately preceding year

666 for the type or kind of insurance subject to the loss cost

667 change, and the average statewide percentage change in loss

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668 cost. Actuarial data relating with regard to changes to loss

669 cost for risks not subject to paragraph (2) (a) or paragraph

670 (2) (g) ~~(2) (f)~~ must be maintained by the rating organization for

671 2 years after the effective date of the change and are subject

672 to examination by the office. The office may require the rating

673 organization to incur the costs associated with an examination.

674 Upon examination, the office, in accordance with generally

675 accepted and reasonable actuarial techniques, shall consider the

676 rate factors in paragraphs (2) (b), (d), and (e) ~~(2) (b) (d)~~ and

677 the standards in paragraph (2) (f) ~~(2) (e)~~ to determine if the

678 rate is excessive, inadequate, or unfairly discriminatory.

679 Section 6. Paragraphs (a) and (b) of subsection (3) of

680 section 627.0628, Florida Statutes, are amended to read:

681 627.0628 Florida Commission on Hurricane Loss Projection

682 Methodology; public records exemption; public meetings

683 exemption.-

684 (3) ADOPTION AND EFFECT OF STANDARDS AND GUIDELINES.-

685 (a) The commission shall consider any actuarial methods,

686 principles, standards, models, or output ranges that have the

687 potential for improving the accuracy ~~of~~ or reliability of the

688 hurricane loss projections and wind mitigation discounts used in

689 residential property insurance rate filings. The commission

690 shall, from time to time, adopt findings as to the accuracy or

691 reliability of particular methods, principles, standards,

692 models, or output ranges.

693 (b) The commission shall consider any actuarial methods,

694 principles, standards, or models that have the potential for

695 improving the accuracy ~~of~~ or reliability of projecting probable

696 maximum loss levels. The commission shall adopt findings as to

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 697 the accuracy or reliability of particular methods, principles,
 698 standards, or models related to probable maximum loss
 699 calculations. The commission shall review models for accuracy of
 700 use when establishing wind mitigation discounts.

701 Section 7. Subsections (1) and (6) of section 627.0629,
 702 Florida Statutes, are amended to read:

703 627.0629 Residential property insurance; rate filings.-

704 (1) It is the intent of the Legislature that insurers
 705 provide savings to consumers who install or implement windstorm
 706 damage mitigation techniques, alterations, or solutions to their
 707 properties to prevent windstorm losses. A rate filing for
 708 residential property insurance must include notice of the
 709 mitigation discounts offered by the insurer, which must be
 710 actuarially reasonable discounts, credits, or other rate
 711 differentials, or appropriate reductions in deductibles, for
 712 properties on which fixtures or construction techniques
 713 demonstrated to reduce the amount of loss in a windstorm have
 714 been installed or implemented. The fixtures or construction
 715 techniques must include, but are not limited to, fixtures or
 716 construction techniques that enhance roof strength, roof
 717 covering performance, roof-to-wall strength, wall-to-floor-to-
 718 foundation strength, ~~opening protection,~~ and the impact
 719 resistance of window, door, and skylight ~~openings~~ strength.
 720 Credits, discounts, or other rate differentials, or appropriate
 721 reductions in deductibles, for fixtures and construction
 722 techniques that meet the minimum requirements of the Florida
 723 Building Code must be included in the rate filing. ~~The office~~
 724 ~~shall determine the discounts, credits, other rate~~
 725 ~~differentials, and appropriate reductions in deductibles that~~

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 726 ~~reflect the full actuarial value of such revaluation, which may~~
 727 ~~be used by insurers in rate filings.~~

728 (6) The office may hold a public hearing for a ~~any~~ rate
 729 filing that is based in whole or in part on data from a computer
 730 model which exceeds may not exceed 15 percent in counties the
 731 office determines do not have a reasonable degree of competition
 732 unless there is a public hearing.

733 Section 8. Section 627.171, Florida Statutes, is amended to
 734 read:

735 627.171 Excess rates.-

736 (1) With the written consent of the insured signed before
 737 ~~prior to~~ the policy inception date and filed with the insurer,
 738 the insurer may use a rate in excess of the otherwise applicable
 739 filed rate on any specific risk. The signed consent form is
 740 valid for subsequent renewals and must include the filed rate as
 741 well as the excess rate for the risk insured, ~~and~~ A copy of the
 742 form must be maintained by the insurer for 3 years and be
 743 available for review by the office.

744 (2) In those counties in which the office has determined
 745 there is not a reasonable degree of competition, an insurer may
 746 not use excess rates authorized under ~~pursuant to~~ this section
 747 for more than 10 percent of its commercial insurance policies
 748 written or renewed in each calendar year for any line of
 749 commercial insurance or for more than 5 percent of its personal
 750 lines insurance policies written or renewed in each calendar
 751 year for any line of personal insurance. In determining the 10-
 752 percent limitation for commercial insurance policies, the
 753 insurer shall exclude a ~~any~~ workers' compensation policy that
 754 was written for an employer who had coverage in the joint

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 755 underwriting plan created by s. 627.311(5) immediately before
 756 ~~prior to~~ the writing of the policy by the insurer and a any
 757 workers' compensation policy that was written for an employer
 758 who had been offered coverage in the joint underwriting plan but
 759 who was written a policy by the insurer in lieu of accepting the
 760 joint underwriting plan policy. Such These workers' compensation
 761 policies shall be excluded from the 10-percent limitation for
 762 the first 3 years of coverage.

763 Section 9. Paragraphs (a), (b), (c), (g), (i), (m), (q),
 764 and (z) of subsection (6) of section 627.351, Florida Statutes,
 765 are amended to read:

766 627.351 Insurance risk apportionment plans.—

767 (6) CITIZENS PROPERTY INSURANCE CORPORATION.—

768 (a) The public purpose of this subsection is to ensure that
 769 there is an orderly market for property insurance for residents
 770 and businesses of this state.

771 1. The Legislature finds that private insurers are entering
 772 the Florida property insurance market unwilling or unable to
 773 provide affordable property insurance coverage in many regions
 774 of the state. The Legislature further finds that when Citizens
 775 Property Insurance Corporation offers rates that are not
 776 adequate to cover the average costs that are generated from the
 777 claims filed by its policyholders, the deficiency may create a
 778 financial burden on all other state policyholders who must
 779 purchase their own insurance from private insurers at full
 780 actuarial cost and pay an added fee to cover a portion of the
 781 cost for claims filed by policyholders of the corporation. The
 782 Legislature intends that the corporation not act as a barrier or
 783 competitor to the private insurance market but be available to

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 784 residents of in this state only if there is no private market
 785 coverage available at rates determined reasonable by the Office
 786 of Insurance Regulation to the extent sought and needed. The
 787 absence of ~~affordable~~ property insurance threatens the public
 788 health, safety, and welfare and likewise threatens the economic
 789 health of the state. As the corporation has continued its rapid
 790 growth and exposure, it increasingly threatens state residents
 791 with having to absorb an even greater financial burden than they
 792 are currently bearing. The state, therefore, has a compelling
 793 public interest and a public purpose to assist in assuring that
 794 property in the state is insured and ~~that it is~~ insured at
 795 affordable, actuarially sound, noncompetitive rates so as to
 796 facilitate the remediation, reconstruction, and replacement of
 797 damaged or destroyed property without overburdening the
 798 policyholders of this state in order to reduce or avoid the
 799 negative effects on otherwise resulting to the public health,
 800 safety, and welfare; on, to the economy of the state; and on,
 801 and to the revenues of the state and local governments which are
 802 needed to provide for the public welfare. It is necessary,
 803 therefore, to make provide affordable, actuarially sound,
 804 noncompetitive property insurance available to applicants who
 805 are, in good faith, entitled to procure insurance through the
 806 voluntary market but are unable to do so. The Legislature
 807 intends, therefore, that affordable, actuarially sound,
 808 noncompetitive property insurance be provided and ~~that it~~
 809 continue to be provided, as long as necessary, through Citizens
 810 Property Insurance Corporation, a government entity that is an
 811 integral part of the state, and ~~that is~~ not a private insurance
 812 company, or through referrals to private insurers participating

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813 in a clearinghouse established by the corporation. To that end,
 814 the corporation shall strive to promote ~~increase~~ the
 815 availability of affordable and actuarially sound private
 816 property insurance in this state, supplemented by coverage
 817 provided by the corporation if appropriate, while achieving
 818 efficiencies and economies, ~~and while~~ providing service to
 819 policyholders, applicants, and agents which is no less than the
 820 quality generally provided in the voluntary market, for the
 821 achievement of the foregoing public purposes. Because it is
 822 essential for this government entity to have the maximum
 823 financial resources to pay claims following a catastrophic
 824 hurricane, it is further the intent of the Legislature that the
 825 corporation continue to be an integral part of the state and not
 826 a private insurance company, ~~and~~ that the income of the
 827 corporation be exempt from federal income taxation, and that
 828 interest on the debt obligations issued by the corporation be
 829 exempt from federal income taxation.

830 2. The Residential Property and Casualty Joint Underwriting
 831 Association originally created by this statute shall be known as
 832 the Citizens Property Insurance Corporation. The corporation
 833 shall provide ~~insurance for~~ residential and commercial property
 834 insurance, for applicants who are eligible ~~entitled,~~ but, in
 835 good faith, are unable to procure insurance through the
 836 voluntary market. The corporation shall operate pursuant to a
 837 plan of operation approved by order of the Financial Services
 838 Commission. The plan is subject to continuous review by the
 839 commission, ~~and-~~ the commission may, by order, withdraw approval
 840 of all or part of a plan if the commission determines that
 841 conditions have changed since approval was granted and that the

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842 purposes of the plan require changes in the plan. For the
 843 purposes of this subsection, residential coverage includes both
 844 personal lines residential coverage, which consists of the type
 845 of coverage provided by homeowner's, mobile home owner's,
 846 dwelling, tenant's, condominium unit owner's, and similar
 847 policies; and commercial lines residential coverage, which
 848 consists of the type of coverage provided by condominium
 849 association, apartment building, and similar policies.

850 3. With respect to coverage for personal lines residential
 851 structures:

852 a. Effective January 1, 2014 ~~2009~~, a personal lines
 853 residential structure that has a dwelling replacement cost of \$1
 854 ~~€2~~ million or more, or a single condominium unit that has a
 855 combined dwelling and contents replacement cost of \$1 ~~€2~~ million
 856 or more is not eligible for coverage by the corporation. Such
 857 dwellings insured by the corporation on December 31, 2013 ~~2008~~,
 858 may continue to be covered by the corporation until the end of
 859 the policy term. ~~However, such dwellings may reapply and obtain~~
 860 ~~coverage if the property owner provides the corporation with a~~
 861 ~~sworn affidavit from one or more insurance agents, on a form~~
 862 ~~provided by the corporation, stating that the agents have made~~
 863 ~~their best efforts to obtain coverage and that the property has~~
 864 ~~been rejected for coverage by at least one authorized insurer~~
 865 ~~and at least three surplus lines insurers. If such conditions~~
 866 ~~are met, the dwelling may be insured by the corporation for up~~
 867 ~~to 3 years, after which time the dwelling is ineligible for~~
 868 ~~coverage.~~ The office shall approve the method used by the
 869 corporation for valuing ~~the~~ dwelling replacement costs under
 870 ~~cost for the purposes of~~ this subparagraph. If a policyholder is

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871 insured by the corporation ~~before~~ ~~prior to~~ being determined ~~to~~
 872 ~~be~~ ineligible pursuant to this subparagraph and such
 873 policyholder files a lawsuit challenging the determination, the
 874 policyholder may remain insured by the corporation until the
 875 conclusion of the litigation.

876 b. Effective January 1, 2015, a structure that has a
 877 dwelling replacement cost of \$900,000 or more, or a single
 878 condominium unit that has a combined dwelling and contents
 879 replacement cost of \$900,000 or more, is not eligible for
 880 coverage by the corporation. Such dwellings insured by the
 881 corporation on December 31, 2014, may continue to be covered by
 882 the corporation until the end of the policy term.

883 c. Effective January 1, 2016, a structure that has a
 884 dwelling replacement cost of \$800,000 or more, or a single
 885 condominium unit that has a combined dwelling and contents
 886 replacement cost of \$800,000 or more, is not eligible for
 887 coverage by the corporation. Such dwellings insured by the
 888 corporation on December 31, 2015, may continue to be covered by
 889 the corporation until the end of the policy term.

890 d. Effective January 1, 2017, a structure that has a
 891 dwelling replacement cost of \$700,000 or more, or a single
 892 condominium unit that has a combined dwelling and contents
 893 replacement cost of \$700,000 or more, is not eligible for
 894 coverage by the corporation. Such dwellings insured by the
 895 corporation on December 31, 2016, may continue to be covered by
 896 the corporation until the end of the policy term.

897 e. Effective January 1, 2018, a structure that has a
 898 dwelling replacement cost of \$600,000 or more, or a single
 899 condominium unit that has a combined dwelling and contents

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900 replacement cost of \$600,000 or more, is not eligible for
 901 coverage by the corporation. Such dwellings insured by the
 902 corporation on December 31, 2017, may continue to be covered by
 903 the corporation until the end of the policy term.

904 f. Effective January 1, 2019, a structure that has a
 905 dwelling replacement cost of \$500,000 or more, or a single
 906 condominium unit that has a combined dwelling and contents
 907 replacement cost of \$500,000 or more, is not eligible for
 908 coverage by the corporation. Such dwellings insured by the
 909 corporation on December 31, 2018, may continue to be covered by
 910 the corporation until the end of the policy term.

911 4. It is the intent of the Legislature that policyholders,
 912 applicants, and agents of the corporation receive service and
 913 treatment of the highest possible level but never less than that
 914 generally provided in the voluntary market. It is also intended
 915 that the corporation be held to service standards no less than
 916 those applied to insurers in the voluntary market by the office
 917 with respect to responsiveness, timeliness, customer courtesy,
 918 and overall dealings with policyholders, applicants, or agents
 919 of the corporation.

920 5. Any structure for which a notice of commencement has
 921 been issued on or after July 1, 2013, pursuant to s. 713.135,
 922 which is located seaward of the coastal construction control
 923 line created pursuant to s. 161.053, is ineligible for coverage
 924 through the corporation unless the structure meets the coastal
 925 code-plus building code criteria developed and recommended by
 926 the Florida Building Commission. ~~Effective January 1, 2009, a~~
 927 personal lines residential structure that is located in the
 928 "wind-borne debris region," as defined in s. 1609.2,

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929 ~~International Building Code (2006), and that has an insured~~
 930 ~~value on the structure of \$750,000 or more is not eligible for~~
 931 ~~coverage by the corporation unless the structure has opening~~
 932 ~~protections as required under the Florida Building Code for a~~
 933 ~~newly constructed residential structure in that area. A~~
 934 ~~residential structure shall be deemed to comply with this~~
 935 ~~subparagraph if it has shutters or opening protections on all~~
 936 ~~openings and if such opening protections complied with the~~
 937 ~~Florida Building Code at the time they were installed.~~

938 6. For any claim filed under any policy of the corporation,
 939 a public adjuster may not charge, agree to, or accept any
 940 compensation, payment, commission, fee, or other thing of value
 941 greater than 10 percent of the additional amount actually paid
 942 over the amount that was originally offered by the corporation
 943 for any one claim.

944 (b)1. All insurers authorized to write one or more subject
 945 lines of business in this state are subject to assessment by the
 946 corporation and, for the purposes of this subsection, are
 947 referred to collectively as "assessable insurers." Insurers
 948 writing one or more subject lines of business in this state
 949 pursuant to part VIII of chapter 626 are not assessable
 950 insurers; however, but insureds who procure one or more subject
 951 lines of business in this state pursuant to part VIII of chapter
 952 626 are subject to assessment by the corporation and are
 953 referred to collectively as "assessable insureds." An insurer's
 954 assessment liability begins on the first day of the calendar
 955 year following the year in which the insurer was issued a
 956 certificate of authority to transact insurance for subject lines
 957 of business in this state and terminates 1 year after the end of

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958 the first calendar year during which the insurer no longer holds
 959 a certificate of authority to transact insurance for subject
 960 lines of business in this state.

961 2.a. All revenues, assets, liabilities, losses, and
 962 expenses of the corporation shall be divided into three separate
 963 accounts as follows:

964 (I) A personal lines account for personal residential
 965 policies issued by the corporation, or issued by the Residential
 966 Property and Casualty Joint Underwriting Association and renewed
 967 by the corporation, which provides comprehensive, multiperil
 968 coverage on risks that are not located in areas eligible for
 969 coverage by the Florida Windstorm Underwriting Association as
 970 those areas were defined on January 1, 2002, and for policies
 971 that do not provide coverage for the peril of wind on risks that
 972 are located in such areas;

973 (II) A commercial lines account for commercial residential
 974 and commercial nonresidential policies issued by the
 975 corporation, or issued by the Residential Property and Casualty
 976 Joint Underwriting Association and renewed by the corporation,
 977 which provides coverage for basic property perils on risks that
 978 are not located in areas eligible for coverage by the Florida
 979 Windstorm Underwriting Association as those areas were defined
 980 on January 1, 2002, and for policies that do not provide
 981 coverage for the peril of wind on risks that are located in such
 982 areas; and

983 (III) A coastal account for personal residential policies
 984 and commercial residential and commercial nonresidential
 985 property policies issued by the corporation, or transferred to
 986 the corporation, which provides coverage for the peril of wind

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987 on risks that are located in areas eligible for coverage by the
 988 Florida Windstorm Underwriting Association as those areas were
 989 defined on January 1, 2002. The corporation may offer policies
 990 that provide multiperil coverage and ~~the corporation shall~~
 991 ~~continue to~~ offer policies that provide coverage only for the
 992 peril of wind for risks located in areas eligible for coverage
 993 in the coastal account. In issuing multiperil coverage, the
 994 corporation may use its approved policy forms and rates for the
 995 personal lines account. An applicant or insured who is eligible
 996 to purchase a multiperil policy from the corporation may
 997 purchase a multiperil policy from an authorized insurer without
 998 prejudice to the applicant's or insured's eligibility to
 999 prospectively purchase a policy that provides coverage only for
 1000 the peril of wind from the corporation. An applicant or insured
 1001 who is eligible for a corporation policy that provides coverage
 1002 only for the peril of wind may elect to purchase or retain such
 1003 policy and also purchase or retain coverage excluding wind from
 1004 an authorized insurer without prejudice to the applicant's or
 1005 insured's eligibility to prospectively purchase a policy that
 1006 provides multiperil coverage from the corporation. It is the
 1007 goal of the Legislature that there be an overall average savings
 1008 of 10 percent or more for a policyholder who currently has a
 1009 wind-only policy with the corporation, and an ex-wind policy
 1010 with a voluntary insurer or the corporation, and who obtains a
 1011 multiperil policy from the corporation. It is the intent of the
 1012 Legislature that the offer of multiperil coverage in the coastal
 1013 account be made and implemented in a manner that does not
 1014 adversely affect the tax-exempt status of the corporation or
 1015 creditworthiness of or security for currently outstanding

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1016 financing obligations or credit facilities of the coastal
 1017 account, the personal lines account, or the commercial lines
 1018 account. ~~The coastal account must also include quota share~~
 1019 ~~primary insurance under subparagraph (c)2.~~ The area eligible for
 1020 coverage under the coastal account also includes the area within
 1021 Port Canaveral, which is bordered on the south by the City of
 1022 Cape Canaveral, bordered on the west by the Banana River, and
 1023 bordered on the north by Federal Government property.

1024 b. The three separate accounts must be maintained as long
 1025 as financing obligations entered into by the Florida Windstorm
 1026 Underwriting Association or Residential Property and Casualty
 1027 Joint Underwriting Association are outstanding, in accordance
 1028 with the terms of the corresponding financing documents. If the
 1029 financing obligations are no longer outstanding, the corporation
 1030 may use a single account for all revenues, assets, liabilities,
 1031 losses, and expenses of the corporation. Consistent with this
 1032 subparagraph and prudent investment policies that minimize the
 1033 cost of carrying debt, the board shall exercise its best efforts
 1034 to retire existing debt or obtain the approval of necessary
 1035 parties to amend the terms of existing debt, in order ~~so as~~ to
 1036 structure the most efficient plan for consolidating ~~to~~
 1037 ~~consolidate~~ the three separate accounts into a single account.

1038 c. Creditors of the Residential Property and Casualty Joint
 1039 Underwriting Association and the accounts specified in sub-sub-
 1040 subparagraphs a.(I) and (II) may have a claim against, and
 1041 recourse to, those accounts and no claim against, or recourse
 1042 to, the account referred to in sub-sub-subparagraph a.(III).
 1043 Creditors of the Florida Windstorm Underwriting Association have
 1044 a claim against, and recourse to, the account referred to in

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1045 sub-sub-subparagraph a.(III) and no claim against, or recourse
1046 to, the accounts referred to in sub-sub-subparagraphs a.(I) and
1047 (II).

1048 d. Revenues, assets, liabilities, losses, and expenses not
1049 attributable to particular accounts shall be prorated among the
1050 accounts.

1051 e. The Legislature finds that the revenues of the
1052 corporation are revenues that are necessary to meet the
1053 requirements set forth in documents authorizing the issuance of
1054 bonds under this subsection.

1055 f. The income of the corporation may not inure to the
1056 benefit of any private person.

1057 3. With respect to a deficit in an account:

1058 a. After accounting for the Citizens policyholder surcharge
1059 imposed under sub-subparagraph i., if the remaining projected
1060 deficit incurred in the coastal account in a particular calendar
1061 year:

1062 (I) Is not greater than 2 percent of the aggregate
1063 statewide direct written premium for the subject lines of
1064 business for the prior calendar year, the entire deficit shall
1065 be recovered through regular assessments of assessable insurers
1066 under paragraph (q) and assessable insureds.

1067 (II) Exceeds 2 percent of the aggregate statewide direct
1068 written premium for the subject lines of business for the prior
1069 calendar year, the corporation shall levy regular assessments on
1070 assessable insurers under paragraph (q) and on assessable
1071 insureds in an amount equal to the greater of 2 percent of the
1072 projected deficit or 2 percent of the aggregate statewide direct
1073 written premium for the subject lines of business for the prior

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1074 calendar year. Any remaining projected deficit shall be
1075 recovered through emergency assessments under sub-subparagraph
1076 d.

1077 b. Each assessable insurer's share of the amount being
1078 assessed under sub-subparagraph a. must be in the proportion
1079 that the assessable insurer's direct written premium for the
1080 subject lines of business for the year preceding the assessment
1081 bears to the aggregate statewide direct written premium for the
1082 subject lines of business for that year. The assessment
1083 percentage applicable to each assessable insured is the ratio of
1084 the amount being assessed under sub-subparagraph a. to the
1085 aggregate statewide direct written premium for the subject lines
1086 of business for the prior year. Assessments levied by the
1087 corporation on assessable insurers under sub-subparagraph a.
1088 must be paid as required by the corporation's plan of operation
1089 and paragraph (q). Assessments levied by the corporation on
1090 assessable insureds under sub-subparagraph a. shall be collected
1091 by the surplus lines agent at the time the surplus lines agent
1092 collects the surplus lines tax required by s. 626.932, and paid
1093 to the Florida Surplus Lines Service Office at the time the
1094 surplus lines agent pays the surplus lines tax to that office.
1095 Upon receipt of regular assessments from surplus lines agents,
1096 the Florida Surplus Lines Service Office shall transfer the
1097 assessments directly to the corporation as determined by the
1098 corporation.

1099 c. After accounting for the Citizens policyholder surcharge
1100 imposed under sub-subparagraph i., the remaining projected
1101 deficits in the personal lines account and in the commercial
1102 lines account in a particular calendar year shall be recovered

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1103 through emergency assessments under sub-subparagraph d.
 1104 d. Upon a determination by the executive director, with the
 1105 concurrence of the board of governors, that a projected deficit
 1106 in an account exceeds the amount that is expected to be
 1107 recovered through regular assessments under sub-subparagraph a.,
 1108 plus the amount that is expected to be recovered through
 1109 policyholder surcharges under sub-subparagraph i., the executive
 1110 director, with concurrence by the board, after verification by
 1111 the office and approval by the Financial Services Commission,
 1112 shall levy emergency assessments for as many years as necessary
 1113 to cover the deficits, to be collected by assessable insurers
 1114 and the corporation and collected from assessable insureds upon
 1115 issuance or renewal of policies for subject lines of business,
 1116 excluding National Flood Insurance policies. The amount
 1117 collected in a particular year must be a uniform percentage of
 1118 that year's direct written premium for subject lines of business
 1119 and all accounts of the corporation, excluding National Flood
 1120 Insurance Program policy premiums, as annually determined by the
 1121 executive director, with concurrence by the board, and verified
 1122 by the office. The office shall verify the arithmetic
 1123 calculations involved in the board's determination within 30
 1124 days after receipt of the information on which the determination
 1125 was based. The office shall notify assessable insurers and the
 1126 Florida Surplus Lines Service Office of the date on which
 1127 assessable insurers shall begin to collect and assessable
 1128 insureds shall begin to pay such assessment. The date must be at
 1129 least ~~may be not less than~~ 90 days after the date the
 1130 corporation levies emergency assessments pursuant to this sub-
 1131 subparagraph. Notwithstanding any other provision of law, the

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1132 corporation and each assessable insurer that writes subject
 1133 lines of business shall collect emergency assessments from its
 1134 policyholders without such obligation being affected by any
 1135 credit, limitation, exemption, or deferment. Emergency
 1136 assessments levied by the corporation on assessable insureds
 1137 shall be collected by the surplus lines agent at the time the
 1138 surplus lines agent collects the surplus lines tax required by
 1139 s. 626.932 and paid to the Florida Surplus Lines Service Office
 1140 at the time the surplus lines agent pays the surplus lines tax
 1141 to that office. The emergency assessments collected shall be
 1142 transferred directly to the corporation on a periodic basis as
 1143 determined by the corporation and held by the corporation solely
 1144 in the applicable account. The aggregate amount of emergency
 1145 assessments levied for an account ~~under this sub-subparagraph~~ in
 1146 any calendar year may be less than but not exceed the greater of
 1147 10 percent of the amount needed to cover the deficit, plus
 1148 interest, fees, commissions, required reserves, and other costs
 1149 associated with financing the original deficit, or 10 percent of
 1150 the aggregate statewide direct written premium for subject lines
 1151 of business and all accounts of the corporation for the prior
 1152 year, plus interest, fees, commissions, required reserves, and
 1153 other costs associated with financing the deficit.
 1154 e. The corporation may pledge the proceeds of assessments,
 1155 projected recoveries from the Florida Hurricane Catastrophe
 1156 Fund, other insurance and reinsurance recoverables, policyholder
 1157 surcharges and other surcharges, and other funds available to
 1158 the corporation as the source of revenue for and to secure bonds
 1159 issued under paragraph (q), bonds or other indebtedness issued
 1160 under subparagraph (c)3., or lines of credit or other financing

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1161 mechanisms issued or created under this subsection, or to retire
 1162 any other debt incurred as a result of deficits or events giving
 1163 rise to deficits, or in any other way that the executive
 1164 director, with the concurrence of the board, determines will
 1165 efficiently recover such deficits. The purpose of the lines of
 1166 credit or other financing mechanisms is to provide additional
 1167 resources to assist the corporation in covering claims and
 1168 expenses attributable to a catastrophe. As used in this
 1169 subsection, the term "assessments" includes regular assessments
 1170 under sub-subparagraph a. or subparagraph (q)1. and emergency
 1171 assessments under sub-subparagraph d. Emergency assessments
 1172 collected under sub-subparagraph d. are not part of an insurer's
 1173 rates, are not premium, and are not subject to premium tax,
 1174 fees, or commissions; however, failure to pay the emergency
 1175 assessment shall be treated as failure to pay premium. The
 1176 emergency assessments ~~under sub-subparagraph d.~~ shall continue
 1177 as long as any bonds issued or other indebtedness incurred with
 1178 respect to a deficit for which the assessment was imposed remain
 1179 outstanding, unless adequate provision has been made for the
 1180 payment of such bonds or other indebtedness pursuant to the
 1181 documents governing such bonds or indebtedness.

1182 f. As used in this subsection for purposes of any deficit
 1183 incurred on or after January 25, 2007, the term "subject lines
 1184 of business" means insurance written by assessable insurers or
 1185 procured by assessable insureds for all property and casualty
 1186 lines of business in this state, but not including workers'
 1187 compensation or medical malpractice. As used in this sub-
 1188 subparagraph, the term "property and casualty lines of business"
 1189 includes all lines of business identified on Form 2, Exhibit of

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1190 Premiums and Losses, in the annual statement required of
 1191 authorized insurers under s. 624.424 and any rule adopted under
 1192 this section, except for those lines identified as accident and
 1193 health insurance and except for policies written under the
 1194 National Flood Insurance Program or the Federal Crop Insurance
 1195 Program. For purposes of this sub-subparagraph, the term
 1196 "workers' compensation" includes both workers' compensation
 1197 insurance and excess workers' compensation insurance.

1198 g. The Florida Surplus Lines Service Office shall annually
 1199 determine ~~annually~~ the aggregate statewide written premium in
 1200 subject lines of business procured by assessable insureds and
 1201 report that information to the corporation in a form and at a
 1202 time the corporation specifies to ensure that the corporation
 1203 can meet the requirements of this subsection and the
 1204 corporation's financing obligations.

1205 h. The Florida Surplus Lines Service Office shall verify
 1206 the proper application by surplus lines agents of assessment
 1207 percentages for regular assessments and emergency assessments
 1208 levied under this subparagraph on assessable insureds and assist
 1209 the corporation in ensuring the accurate, timely collection and
 1210 payment of assessments by surplus lines agents as required by
 1211 the corporation.

1212 i. ~~In 2008 or thereafter,~~ Upon ~~a~~ determination by the board
 1213 of governors that an account has a projected deficit, the board
 1214 shall levy a Citizens policyholder surcharge against all
 1215 policyholders of the corporation.

1216 (I) The surcharge shall be levied as a uniform percentage
 1217 ~~of the premium for the policy~~ of up to 15 percent of the policy
 1218 ~~such~~ premium, which funds shall be used to offset the deficit.

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1219 (II) The surcharge is payable upon cancellation or
 1220 termination of the policy, upon renewal of the policy, or upon
 1221 issuance of a new policy by the corporation within the first 12
 1222 months after the date of the levy or the period of time
 1223 necessary to fully collect the surcharge amount.

1224 (III) The corporation may not levy any regular assessments
 1225 under paragraph (q) pursuant to sub-subparagraph a. or sub-
 1226 subparagraph b. with respect to a particular year's deficit
 1227 until the corporation has first levied the full amount of the
 1228 surcharge authorized by this sub-subparagraph.

1229 (IV) The surcharge is not considered premium and is not
 1230 subject to commissions, fees, or premium taxes. However, failure
 1231 to pay the surcharge shall be treated as failure to pay premium.

1232 j. If the amount of any assessments or surcharges collected
 1233 from corporation policyholders, assessable insurers or their
 1234 policyholders, or assessable insureds exceeds the amount of the
 1235 deficits, such excess amounts shall be remitted to and retained
 1236 by the corporation in a reserve to be used by the corporation,
 1237 as determined by the executive director, with the concurrence of
 1238 the board of governors, and approved by the office, to pay
 1239 claims or reduce any past, present, or future plan-year deficits
 1240 or to reduce outstanding debt.

1241 (c) The corporation's plan of operation:

1242 1. Must provide for adoption of residential property and
 1243 casualty insurance policy forms and commercial residential and
 1244 nonresidential property insurance forms, which must be approved
 1245 by the office before use. The corporation shall adopt the
 1246 following policy forms:

1247 a. Standard personal lines policy forms that are

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1248 comprehensive multiperil policies providing full coverage of a
 1249 residential property equivalent to the coverage provided in the
 1250 private insurance market under an HO-3, HO-4, or HO-6 policy.

1251 b. Basic personal lines policy forms that are policies
 1252 similar to an HO-8 policy or a dwelling fire policy that provide
 1253 coverage meeting the requirements of the secondary mortgage
 1254 market, but which is more limited than the coverage under a
 1255 standard policy.

1256 c. Commercial lines residential and nonresidential policy
 1257 forms that are generally similar to the basic perils of full
 1258 coverage obtainable for commercial residential structures and
 1259 commercial nonresidential structures in the admitted voluntary
 1260 market.

1261 d. Personal lines and commercial lines residential property
 1262 insurance forms that cover the peril of wind only. Such ~~The~~
 1263 forms are applicable only to residential properties located in
 1264 areas eligible for coverage under the coastal account referred
 1265 to in sub-subparagraph (b)2.a.

1266 e. Commercial lines nonresidential property insurance forms
 1267 that cover the peril of wind only. Such ~~The~~ forms are applicable
 1268 only to nonresidential properties located in areas eligible for
 1269 coverage under the coastal account referred to in sub-
 1270 subparagraph (b)2.a.

1271 f. The corporation may adopt variations of the policy forms
 1272 listed in sub-subparagraphs a.-e. which contain more restrictive
 1273 coverage.

1274 g. Effective January 1, 2013, the corporation shall offer a
 1275 basic personal lines policy similar to an HO-8 policy with
 1276 dwelling repair based on common construction materials and

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1277 methods.

1278 2. Must provide that the corporation and an authorized

1279 insurer may enter into a risk-sharing agreement for the purpose

1280 of reducing the corporation's exposure. As used in this

1281 subparagraph, the term "risk-sharing agreement" means an

1282 agreement between the corporation and an authorized insurer for

1283 the corporation to retain part, but not all, of the risk for a

1284 specified group of policies or specified perils within a group

1285 of policies, as part of the terms for removal of policies from

1286 the corporation.

1287 a. Entering into a risk-sharing agreement is voluntary and

1288 at the discretion of the corporation and the authorized insurer.

1289 To avoid unnecessary expense, the executive director, with

1290 concurrence of the board of governors, may limit the

1291 corporation's participation in risk-sharing agreements to those

1292 participants capable and willing to assume a minimum of 25

1293 percent of the exposure on at least 100,000 policies and may

1294 specify other limitations. A risk-sharing agreement in which the

1295 corporation retains part of the risk may not exceed 5 years.

1296 b. The risk-sharing agreement may cover policies in any

1297 account and may cover any perils. The corporation may act as a

1298 reinsurer or a cedent under a risk sharing agreement or an

1299 excess of loss agreement. If the corporation is the reinsurer,

1300 the insurance policy forms and endorsements must be approved by

1301 the office, cover all perils that are the subject of the risk-

1302 sharing agreement, and cover at least the same limits as the

1303 corporation policies being replaced.

1304 c. The terms of each risk-sharing agreement must ensure

1305 that the consideration received by the corporation is

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1306 commensurate with the risk retained by the corporation and the

1307 risk assumed by the authorized insurer. The corporation may not

1308 share risk for bad faith.

1309 d. The risk-sharing agreement must specify the proportion

1310 of exposure that the authorized insurer reports to the Florida

1311 Hurricane Catastrophe Fund and the exposure retained by the

1312 corporation. Each shall pay premium and receive reimbursements

1313 from the fund for the exposure that they retain or assume as

1314 provided in the risk-sharing agreement. The risk retained or

1315 assumed is eligible for coverage by the fund and is not

1316 considered reinsurance for purposes of coverage by the fund.

1317 However, the authorized insurer and the corporation may report

1318 participation in the risk sharing agreement on their financial

1319 statements as reinsurance if appropriate according to the

1320 characteristics of the agreement based on statutory accounting

1321 rules and instructions.

1322 e. Notwithstanding any other provision of law:

1323 (I) Policies offered coverage by the corporation or an

1324 authorized insurer through a risk-sharing agreement are not

1325 eligible for coverage by the corporation outside of the

1326 agreement; and

1327 (II) A risk-sharing agreement between the corporation and

1328 an authorized insurer is not subject to the requirements of a

1329 take-out or keep-out program under ss. 627.3517 and this

1330 subsection, except that the agreement must be filed by the

1331 authorized insurer with the office for review and approval

1332 before the execution of the agreement by the insurer.

1333 f. To ensure that exposures are accurately reported to the

1334 Florida Hurricane Catastrophe Fund, the corporation and each

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 1335 insurer participating in a risk-sharing agreement under this
 1336 subparagraph must report its exposure under covered policies to
 1337 the fund as required under s. 215.555(5) (c), including the
 1338 requirement that, by September 1 of each year, each insurer
 1339 notify the board of its insured values under covered policies as
 1340 of June 30 of that year. Each report must also specify the
 1341 percentage of liability applicable to the corporation and the
 1342 percentage applicable to the insurer. Pursuant to its authority
 1343 under s. 215.555, the State Board of Administration shall adopt
 1344 rules to administer this sub-subparagraph.

1345 2. Must provide that the corporation adopt a program in
 1346 which the corporation and authorized insurers enter into quota
 1347 share primary insurance agreements for hurricane coverage, as
 1348 defined in s. 627.4025(2)(a), for eligible risks, and adopt
 1349 property insurance forms for eligible risks which cover the
 1350 peril of wind only.

1351 a. As used in this subsection, the term:

1352 (I) "Quota share primary insurance" means an arrangement in
 1353 which the primary hurricane coverage of an eligible risk is
 1354 provided in specified percentages by the corporation and an
 1355 authorized insurer. The corporation and authorized insurer are
 1356 each solely responsible for a specified percentage of hurricane
 1357 coverage of an eligible risk as set forth in a quota share
 1358 primary insurance agreement between the corporation and an
 1359 authorized insurer and the insurance contract. The
 1360 responsibility of the corporation or authorized insurer to pay
 1361 its specified percentage of hurricane losses of an eligible
 1362 risk, as set forth in the agreement, may not be altered by the
 1363 inability of the other party to pay its specified percentage of

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 1364 ~~losses. Eligible risks that are provided hurricane coverage~~
 1365 ~~through a quota share primary insurance arrangement must be~~
 1366 ~~provided policy forms that set forth the obligations of the~~
 1367 ~~corporation and authorized insurer under the arrangement,~~
 1368 ~~clearly specify the percentages of quota share primary insurance~~
 1369 ~~provided by the corporation and authorized insurer, and~~
 1370 ~~conspicuously and clearly state that the authorized insurer and~~
 1371 ~~the corporation may not be held responsible beyond their~~
 1372 ~~specified percentage of coverage of hurricane losses.~~

1373 ~~(II) "Eligible risks" means personal lines residential and~~
 1374 ~~commercial lines residential risks that meet the underwriting~~
 1375 ~~criteria of the corporation and are located in areas that were~~
 1376 ~~eligible for coverage by the Florida Windstorm Underwriting~~
 1377 ~~Association on January 1, 2002.~~

1378 ~~b. The corporation may enter into quota share primary~~
 1379 ~~insurance agreements with authorized insurers at corporation~~
 1380 ~~coverage levels of 90 percent and 50 percent.~~

1381 ~~e. If the corporation determines that additional coverage~~
 1382 ~~levels are necessary to maximize participation in quota share~~
 1383 ~~primary insurance agreements by authorized insurers, the~~
 1384 ~~corporation may establish additional coverage levels. However,~~
 1385 ~~the corporation's quota share primary insurance coverage level~~
 1386 ~~may not exceed 90 percent.~~

1387 ~~d. Any quota share primary insurance agreement entered into~~
 1388 ~~between an authorized insurer and the corporation must provide~~
 1389 ~~for a uniform specified percentage of coverage of hurricane~~
 1390 ~~losses, by county or territory as set forth by the corporation~~
 1391 ~~board, for all eligible risks of the authorized insurer covered~~
 1392 ~~under the agreement.~~

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1393 ~~e. Any quota share primary insurance agreement entered into~~
 1394 ~~between an authorized insurer and the corporation is subject to~~
 1395 ~~review and approval by the office. However, such agreement shall~~
 1396 ~~be authorized only as to insurance contracts entered into~~
 1397 ~~between an authorized insurer and an insured who is already~~
 1398 ~~insured by the corporation for wind coverage.~~

1399 ~~f. For all eligible risks covered under quota share primary~~
 1400 ~~insurance agreements, the exposure and coverage levels for both~~
 1401 ~~the corporation and authorized insurers shall be reported by the~~
 1402 ~~corporation to the Florida Hurricane Catastrophe Fund. For all~~
 1403 ~~policies of eligible risks covered under such agreements, the~~
 1404 ~~corporation and the authorized insurer must maintain complete~~
 1405 ~~and accurate records for the purpose of exposure and loss~~
 1406 ~~reimbursement audits as required by fund rules. The corporation~~
 1407 ~~and the authorized insurer shall each maintain duplicate copies~~
 1408 ~~of policy declaration pages and supporting claims documents.~~

1409 ~~g. The corporation board shall establish in its plan of~~
 1410 ~~operation standards for quota share agreements which ensure that~~
 1411 ~~there is no discriminatory application among insurers as to the~~
 1412 ~~terms of the agreements, pricing of the agreements, incentive~~
 1413 ~~provisions if any, and consideration paid for servicing policies~~
 1414 ~~or adjusting claims.~~

1415 ~~h. The quota share primary insurance agreement between the~~
 1416 ~~corporation and an authorized insurer must set forth the~~
 1417 ~~specific terms under which coverage is provided, including, but~~
 1418 ~~not limited to, the sale and servicing of policies issued under~~
 1419 ~~the agreement by the insurance agent of the authorized insurer~~
 1420 ~~producing the business, the reporting of information concerning~~
 1421 ~~eligible risks, the payment of premium to the corporation, and~~

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1422 ~~arrangements for the adjustment and payment of hurricane claims~~
 1423 ~~incurred on eligible risks by the claims adjuster and personnel~~
 1424 ~~of the authorized insurer. Entering into a quota sharing~~
 1425 ~~insurance agreement between the corporation and an authorized~~
 1426 ~~insurer is voluntary and at the discretion of the authorized~~
 1427 ~~insurer.~~

1428 3.a. May provide that the corporation may employ or
 1429 ~~otherwise contract with individuals or other entities to provide~~
 1430 ~~administrative or professional services that may be appropriate~~
 1431 ~~to effectuate the plan. The corporation may borrow funds by~~
 1432 ~~issuing bonds or by incurring other indebtedness, and shall have~~
 1433 ~~other powers reasonably necessary to effectuate the requirements~~
 1434 ~~of this subsection, including, without limitation, the power to~~
 1435 ~~issue bonds and incur other indebtedness in order to refinance~~
 1436 ~~outstanding bonds or other indebtedness. The corporation may~~
 1437 ~~seek judicial validation of its bonds or other indebtedness~~
 1438 ~~under chapter 75. The corporation may issue bonds or incur other~~
 1439 ~~indebtedness, or have bonds issued on its behalf by a unit of~~
 1440 ~~local government pursuant to subparagraph (q)2. in the absence~~
 1441 ~~of a hurricane or other weather-related event, upon a~~
 1442 ~~determination by the corporation, subject to approval by the~~
 1443 ~~office, that such action would enable it to efficiently meet the~~
 1444 ~~financial obligations of the corporation and that such~~
 1445 ~~financings are reasonably necessary to effectuate the~~
 1446 ~~requirements of this subsection. The corporation may take all~~
 1447 ~~actions needed to facilitate tax-free status for such bonds or~~
 1448 ~~indebtedness, including formation of trusts or other affiliated~~
 1449 ~~entities. The corporation may pledge assessments, projected~~
 1450 ~~recoveries from the Florida Hurricane Catastrophe Fund, other~~

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1451 reinsurance recoverables, Citizens policyholder surcharges and
 1452 other surcharges, and other funds available to the corporation
 1453 as security for bonds or other indebtedness. In recognition of
 1454 s. 10, Art. I of the State Constitution, prohibiting the
 1455 impairment of obligations of contracts, it is the intent of the
 1456 Legislature that ~~no~~ action not be taken whose purpose is to
 1457 impair any bond indenture or financing agreement or any revenue
 1458 source committed by contract to such bond or other indebtedness.

1459 b. May provide that the corporation employ or otherwise
 1460 contract with individuals or other entities to provide
 1461 administrative or professional services that may be appropriate
 1462 to effectuate the plan. To ensure that the corporation is
 1463 operating in an efficient and economic manner while providing
 1464 quality service to policyholders, applicants, and agents, the
 1465 board shall commission an independent third-party consultant
 1466 having expertise in insurance company management or insurance
 1467 company management consulting to prepare a report and make
 1468 recommendations on the relative costs and benefits of
 1469 outsourcing various policy issuance and service functions to
 1470 private servicing carriers or entities performing similar
 1471 functions in the private market for a fee~~r~~, rather than
 1472 performing such functions in-house. In making such
 1473 recommendations, the consultant shall consider how other
 1474 residual markets, both in this state and around the country,
 1475 outsource appropriate functions or use servicing carriers to
 1476 better match expenses with revenues that fluctuate based on a
 1477 widely varying policy count. The report must be completed by
 1478 July 1, 2012. Upon receiving the report, the executive director,
 1479 with the concurrence of the board, shall develop a plan to

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1480 implement the report and submit the plan for review,
 1481 modification, and approval to the Financial Services Commission.
 1482 Upon the commission's approval of the plan, the board shall
 1483 begin implementing the plan by January 1, 2013.

1484 4. Must require that the corporation operate subject to the
 1485 supervision and approval of a board of governors consisting of
 1486 eight individuals who are residents of this state and who are~~r~~
 1487 from different geographical areas of the ~~this~~ state.

1488 a. The Governor, the Chief Financial Officer, the President
 1489 of the Senate, and the Speaker of the House of Representatives
 1490 shall each appoint two members of the board. All board members,
 1491 except those appointed by the speaker, must be confirmed by the
 1492 Senate during the legislative session following their
 1493 appointment. At least one of the two members appointed by each
 1494 appointing officer must have demonstrated expertise in insurance
 1495 and must be ~~is~~ deemed to be within the scope of the exemption
 1496 provided under ~~is~~ s. 112.313(7) (b). The Chief Financial Officer
 1497 shall designate one of the appointees as chair for the purpose
 1498 of presiding over the orderly conduct of meetings. An appointee
 1499 serves as chair for no more than one term. All board members
 1500 serve at the pleasure of the appointing officer. All members of
 1501 the board are subject to removal at will by the officers who
 1502 appointed them. All board members, including the chair, shall
 1503 ~~must~~ be appointed ~~to serve~~ for 3-year terms beginning annually
 1504 on a date designated by the plan. ~~However, for the first term~~
 1505 ~~beginning on or after July 1, 2009, each appointing officer~~
 1506 ~~shall appoint one member of the board for a 2 year term and one~~
 1507 ~~member for a 3 year term.~~ A board vacancy shall be filled for
 1508 the unexpired term by the appointing officer. A board member may

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 1509 not serve for more than two terms, except that a board member
 1510 appointed to fill an unexpired term created by a vacancy may be
 1511 appointed for two subsequent terms. The Chief Financial Officer
 1512 shall appoint a technical advisory group to provide information
 1513 and advice to the executive director and the board in connection
 1514 with the corporation's board's duties under this subsection. The
 1515 executive director shall be appointed by and serve at the
 1516 pleasure of the Governor and the Chief Financial Officer. ~~and~~
 1517 Senior managers of the corporation shall be appointed by the
 1518 executive director, with the concurrence of ~~engaged by~~ the
 1519 board, and serve at the pleasure of the executive director
 1520 ~~board.~~ Appointment of the ~~Any~~ executive director ~~appointed on or~~
 1521 ~~after July 1, 2006,~~ is subject to confirmation by the Senate
 1522 upon original appointment and upon the election or reelection of
 1523 the Governor and Chief Financial Officer if retained. The
 1524 executive director is responsible for employing other staff ~~as~~
 1525 the corporation may require, subject to review and concurrence
 1526 by the board.

1527 b. The board shall create a Market Accountability Advisory
 1528 Committee to assist the corporation in developing awareness of
 1529 its rates and its customer and agent service levels in
 1530 relationship to the voluntary market insurers writing similar
 1531 coverage.

1532 (I) The members of the advisory committee consist of the
 1533 following 11 persons, one of whom must be elected chair by the
 1534 members of the committee: four representatives, one appointed by
 1535 the Florida Association of Insurance Agents, one by the Florida
 1536 Association of Insurance and Financial Advisors, one by the
 1537 Professional Insurance Agents of Florida, and one by the Latin

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 1538 American Association of Insurance Agencies; three
 1539 representatives appointed by the insurers with the three highest
 1540 voluntary market share of residential property insurance
 1541 business in the state; one representative from the Office of
 1542 Insurance Regulation; one consumer appointed by the board who is
 1543 insured by the corporation at the time of appointment to the
 1544 committee; one representative appointed by the Florida
 1545 Association of Realtors; and one representative appointed by the
 1546 Florida Bankers Association. All members shall be appointed to
 1547 3-year terms, serve at the pleasure of the board of governors,
 1548 and may serve for consecutive terms.

1549 (II) The committee shall report to the corporation at each
 1550 board meeting on insurance market issues that which may include
 1551 rates and rate competition within ~~with~~ the voluntary market;
 1552 service, including policy issuance, claims processing, and
 1553 general responsiveness to policyholders, applicants, and agents;
 1554 and matters relating to depopulation.

1555 5. Must provide a procedure for determining the eligibility
 1556 of a risk for coverage by the corporation which applies to both
 1557 new and renewal policies, as follows:

1558 a. Subject to s. 627.3517, with respect to personal lines
 1559 residential risks, if the risk is offered coverage from an
 1560 authorized insurer at the insurer's approved rate under a
 1561 standard policy including wind coverage or, if consistent with
 1562 the insurer's underwriting rules as filed with the office, a
 1563 basic policy including wind coverage, ~~for a new application to~~
 1564 ~~the corporation for coverage,~~ the risk is not eligible for any
 1565 policy issued by the corporation unless the premium for coverage
 1566 from the authorized insurer is more than 15 percent greater than

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 1567 the premium for comparable coverage from the corporation. If the
 1568 risk is not able to obtain such offer, the risk is eligible for
 1569 a standard policy including wind coverage or a basic policy
 1570 including wind coverage issued by the corporation; however, if
 1571 the risk could not be insured under a standard policy including
 1572 wind coverage regardless of market conditions, the risk is
 1573 eligible for a basic policy including wind coverage unless
 1574 rejected under subparagraph 8. ~~However, a policyholder of the~~
 1575 ~~corporation or a policyholder removed from the corporation~~
 1576 ~~through an assumption agreement until the end of the assumption~~
 1577 ~~period remains eligible for coverage from the corporation~~
 1578 ~~regardless of any offer of coverage from an authorized insurer~~
 1579 ~~or surplus lines insurer.~~ The corporation shall determine the
 1580 type of policy to be provided on the basis of objective
 1581 standards specified in the underwriting manual and based on
 1582 generally accepted underwriting practices.

(I) If the risk accepts an offer of coverage through the
 1583 market assistance plan or through a mechanism established by the
 1584 corporation before a policy is issued to the risk by the
 1585 corporation or during the first 30 days of coverage by the
 1586 corporation, and the producing agent who submitted the
 1587 application to the plan or to the corporation is not currently
 1588 appointed by the insurer, the insurer shall:

(A) Pay to the producing agent of record ~~of the policy~~ for
 1590 the first year, an amount that is the greater of the insurer's
 1591 usual and customary commission for the type of policy written or
 1592 a fee equal to the usual and customary commission of the
 1593 corporation; or

(B) Offer to allow the producing agent of record ~~of the~~

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 1596 ~~policy~~ to continue servicing the policy for at least 1 year and
 1597 offer to pay the agent the greater of the insurer's or the
 1598 corporation's usual and customary commission for the type of
 1599 policy written.

If the producing agent is unwilling or unable to accept
 1601 appointment, the new insurer shall pay the agent in accordance
 1602 with sub-sub-sub-subparagraph (A).
 1603

(II) If the corporation enters into a contractual agreement
 1604 for a take-out plan, the producing agent of record of the
 1605 corporation policy is entitled to retain any unearned commission
 1606 on the policy, and the insurer shall:

(A) Pay to the producing agent of record, for the first
 1608 year, an amount that is the greater of the insurer's usual and
 1609 customary commission for the type of policy written or a fee
 1610 equal to the usual and customary commission of the corporation;
 1611 or

(B) Offer to allow the producing agent of record to
 1613 continue servicing the policy for at least 1 year and offer to
 1614 pay the agent the greater of the insurer's or the corporation's
 1615 usual and customary commission for the type of policy written.
 1616

If the producing agent is unwilling or unable to accept
 1618 appointment, the new insurer shall pay the agent in accordance
 1619 with sub-sub-sub-subparagraph (A).
 1620

b. With respect to commercial lines residential risks, ~~for~~
 1621 ~~a new application to the corporation for coverage,~~ if the risk
 1622 is offered coverage under a policy including wind coverage from
 1623 an authorized insurer at its approved rate, the risk is not
 1624

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1625 eligible for a policy issued by the corporation unless the
 1626 premium for coverage from the authorized insurer is more than 15
 1627 percent greater than the premium for comparable coverage from
 1628 the corporation. If the risk is not able to obtain any such
 1629 offer, the risk is eligible for a policy including wind coverage
 1630 issued by the corporation. ~~However, a policyholder of the~~
 1631 ~~corporation or a policyholder removed from the corporation~~
 1632 ~~through an assumption agreement until the end of the assumption~~
 1633 ~~period remains eligible for coverage from the corporation~~
 1634 ~~regardless of an offer of coverage from an authorized insurer or~~
 1635 ~~surplus lines insurer.~~

(I) If the risk accepts an offer of coverage through the
 1636 market assistance plan or through a mechanism established by the
 1637 corporation before a policy is issued to the risk by the
 1638 corporation or during the first 30 days of coverage by the
 1639 corporation or during the first 30 days of coverage by the
 1640 corporation, and the producing agent who submitted the
 1641 application to the plan or the corporation is not currently
 1642 appointed by the insurer, the insurer shall:

(A) Pay to the producing agent of record ~~of the policy~~, for
 1643 the first year, an amount that is the greater of the insurer's
 1644 usual and customary commission for the type of policy written or
 1645 a fee equal to the usual and customary commission of the
 1646 corporation; or

(B) Offer to allow the producing agent of record ~~of the~~
 1649 ~~policy~~ to continue servicing the policy for at least 1 year and
 1650 offer to pay the agent the greater of the insurer's or the
 1651 corporation's usual and customary commission for the type of
 1652 policy written.

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1654 If the producing agent is unwilling or unable to accept
 1655 appointment, the new insurer shall pay the agent in accordance
 1656 with sub-sub-sub-subparagraph (A).

(II) If the corporation enters into a contractual agreement
 1657 for a take-out plan, the producing agent of record of the
 1658 corporation policy is entitled to retain any unearned commission
 1659 on the policy, and the insurer shall:

(A) Pay to the producing agent of record, for the first
 1661 year, an amount that is the greater of the insurer's usual and
 1662 customary commission for the type of policy written or a fee
 1663 equal to the usual and customary commission of the corporation;
 1664 or

(B) Offer to allow the producing agent of record to
 1666 continue servicing the policy for at least 1 year and offer to
 1667 pay the agent the greater of the insurer's or the corporation's
 1668 usual and customary commission for the type of policy written.

If the producing agent is unwilling or unable to accept
 1671 appointment, the new insurer shall pay the agent in accordance
 1672 with sub-sub-sub-subparagraph (A).

c. For purposes of determining comparable coverage under
 1675 sub-subparagraphs a. and b., the comparison must be based on
 1676 those forms and coverages that are reasonably comparable. The
 1677 corporation may rely on a determination of comparable coverage
 1678 and premium made by the producing agent who submits the
 1679 application to the corporation, made in the agent's capacity as
 1680 the corporation's agent. A comparison may be made solely of the
 1681 premium with respect to the main building or structure ~~only~~
 1682 on the following basis: the same coverage A or other building

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1683 limits; the same percentage hurricane deductible that applies on
 1684 an annual basis or that applies to each hurricane for commercial
 1685 residential property; the same percentage of ordinance and law
 1686 coverage, if the same limit is offered by both the corporation
 1687 and the authorized insurer; the same mitigation credits, to the
 1688 extent the same types of credits are offered both by the
 1689 corporation and the authorized insurer; the same method for loss
 1690 payment, such as replacement cost or actual cash value, if the
 1691 same method is offered both by the corporation and the
 1692 authorized insurer in accordance with underwriting rules; and
 1693 any other form or coverage that is reasonably comparable as
 1694 determined by the board. If an application is submitted to the
 1695 corporation for wind-only coverage in the coastal account, the
 1696 premium for the corporation's wind-only policy plus the premium
 1697 for the ex-wind policy that is offered by an authorized insurer
 1698 to the applicant must be compared to the premium for multiperil
 1699 coverage offered by an authorized insurer, subject to the
 1700 standards for comparison specified in this subparagraph. If the
 1701 corporation or the applicant requests from the authorized
 1702 insurer a breakdown of the premium of the offer by types of
 1703 coverage so that a comparison may be made by the corporation or
 1704 its agent and the authorized insurer refuses or is unable to
 1705 provide such information, the corporation may treat the offer as
 1706 not being an offer of coverage from an authorized insurer at the
 1707 insurer's approved rate.

1708 6. Must include rules for classifications of risks and
 1709 rates.

1710 7. Must provide that if premium and investment income for
 1711 an account attributable to a particular calendar year are in

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1712 excess of projected losses and expenses for the account
 1713 attributable to that year, such excess ~~must shall~~ be held in
 1714 surplus in the account. Such surplus must be available to defray
 1715 deficits in that account as to future years and used for that
 1716 purpose before assessing assessable insurers and assessable
 1717 insureds as to any calendar year.

1718 8. Must provide objective criteria and procedures that are
 1719 ~~to be~~ uniformly applied to all applicants in determining whether
 1720 an individual risk is so hazardous as to be uninsurable. In
 1721 making this determination and in establishing the criteria and
 1722 procedures, the following must be considered:

1723 a. Whether the likelihood of a loss for the individual risk
 1724 is substantially higher than for other risks of the same class;
 1725 and

1726 b. Whether the uncertainty associated with the individual
 1727 risk is such that an appropriate premium cannot be determined.

1728
 1729 The acceptance or rejection of a risk by the corporation shall
 1730 be construed as the private placement of insurance, and the
 1731 provisions of chapter 120 do not apply.

1732 9. Must provide that the corporation make its best efforts
 1733 to procure catastrophe reinsurance at reasonable rates, to cover
 1734 its projected 100-year probable maximum loss as determined by
 1735 the board of governors.

1736 10. Must provide that the policies issued by the
 1737 corporation ~~must~~ provide that if the corporation or the market
 1738 assistance plan obtains an offer from an authorized insurer to
 1739 cover the risk at its approved rates, the risk is no longer
 1740 eligible for renewal through the corporation, except as

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1741 otherwise provided in this subsection.

1742 11. Must provide that corporation policies and applications
 1743 ~~must~~ include a notice that the corporation policy could, under
 1744 this section, be replaced with a policy issued by an authorized
 1745 insurer which does not provide coverage identical to the
 1746 coverage provided by the corporation. The notice must also
 1747 specify that acceptance of corporation coverage creates a
 1748 conclusive presumption that the applicant or policyholder is
 1749 aware of this potential.

1750 12. May establish, subject to approval by the office,
 1751 different eligibility requirements and operational procedures
 1752 for any line or type of coverage for any specified county or
 1753 area if the board determines that such changes are justified due
 1754 to the voluntary market being sufficiently stable and
 1755 competitive in such area or for such line or type of coverage
 1756 and that consumers who, in good faith, are unable to obtain
 1757 insurance through the voluntary market through ordinary methods
 1758 continue to have access to coverage from the corporation. If
 1759 coverage is sought in connection with a real property transfer,
 1760 the requirements and procedures may not provide an effective
 1761 date of coverage later than the date of the closing of the
 1762 transfer as established by the transferor, the transferee, and,
 1763 if applicable, the lender.

1764 13. Must provide that, with respect to the coastal account,
 1765 any assessable insurer that has with a surplus as to
 1766 policyholders of \$25 million or less writing 25 percent or more
 1767 of its total countrywide property insurance premiums in this
 1768 state may ~~petition the office~~, within the first 90 days of each
 1769 calendar year, petition the office to qualify as a limited

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1770 apportionment company. A regular assessment levied by the
 1771 corporation on a limited apportionment company for a deficit
 1772 incurred by the corporation for the coastal account may be paid
 1773 to the corporation on a monthly basis as the assessments are
 1774 collected by the limited apportionment company from its
 1775 insureds. ~~The, but a~~ limited apportionment company must begin
 1776 collecting the regular assessments within not later than 90 days
 1777 after the regular assessments are levied by the corporation, and
 1778 the regular assessments must be paid in full within 15 months
 1779 after being levied by the corporation. A limited apportionment
 1780 company shall collect from its policyholders any emergency
 1781 assessment imposed under sub-subparagraph (b)3.d. The plan must
 1782 provide that, if the office determines that any regular
 1783 assessment will result in an impairment of the surplus of a
 1784 limited apportionment company, the office may direct that all or
 1785 part of such assessment be deferred as provided in subparagraph
 1786 (q)4. However, an emergency assessment to be collected from
 1787 policyholders under sub-subparagraph (b)3.d. may not be limited
 1788 or deferred.

1789 14. Must provide that the corporation appoint as its
 1790 licensed agents only those agents who at the time of initial
 1791 appointment also hold an appointment as defined in s. 626.015(3)
 1792 with an insurer who ~~at the time of the agent's initial~~
 1793 ~~appointment by the corporation~~ is authorized to write and is
 1794 actually writing personal lines residential property coverage,
 1795 commercial residential property coverage, or commercial
 1796 nonresidential property coverage within the state. As a
 1797 condition of continued appointment, agents of the corporation
 1798 must maintain appropriate documentation specified by the

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 1799 corporation which warrants and certifies that alternative
 1800 coverage was annually sought for each risk placed by that agent
 1801 with the corporation in accordance with s. 627.3518. After
 1802 January 1, 2014, if an agent places a policy with the
 1803 corporation which was ineligible for coverage based on
 1804 eligibility standards at the time of placement, agent
 1805 commissions may not be paid on that policy.

1806 15. Must provide a premium payment plan option to its
 1807 policyholders which, at a minimum, allows for quarterly and
 1808 semiannual payment of premiums. A monthly payment plan may, but
 1809 is not required to, be offered.

1810 16. Must limit coverage on mobile homes or manufactured
 1811 homes built before 1994 to actual cash value of the dwelling
 1812 rather than replacement costs of the dwelling.

1813 17. May provide such limits of coverage as the board
 1814 determines, consistent with the requirements of this subsection.

1815 18. May require commercial property to meet specified
 1816 hurricane mitigation construction features as a condition of
 1817 eligibility for coverage.

1818 19. Must provide that new or renewal policies issued by the
 1819 corporation on or after January 1, 2012, which cover sinkhole
 1820 loss do not include coverage for any loss to appurtenant
 1821 structures, driveways, sidewalks, decks, or patios that are
 1822 directly or indirectly caused by sinkhole activity. The
 1823 corporation shall exclude such coverage using a notice of
 1824 coverage change, which may be included with the policy renewal,
 1825 and not by issuance of a notice of nonrenewal of the excluded
 1826 coverage upon renewal of the current policy.

1827 20. Must, as of July January 1, 2014 2012, ~~must~~ require

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 1828 that the agent obtain from an applicant for coverage from the
 1829 corporation an acknowledgment signed by the applicant, which
 1830 includes, at a minimum, the following statement:
 1831

1832 ACKNOWLEDGMENT OF POTENTIAL SURCHARGE AND ASSESSMENT LIABILITY:
 1833

1834 1. AS A POLICYHOLDER OF CITIZENS PROPERTY INSURANCE
 1835 CORPORATION, I UNDERSTAND THAT IF THE CORPORATION SUSTAINS A
 1836 DEFICIT AS A RESULT OF HURRICANE LOSSES OR FOR ANY OTHER REASON,
 1837 MY POLICY COULD BE SUBJECT TO SURCHARGES, WHICH WILL BE DUE AND
 1838 PAYABLE UPON RENEWAL, CANCELLATION, OR TERMINATION OF THE
 1839 POLICY, AND THAT THE SURCHARGES COULD BE AS HIGH AS 45 PERCENT
 1840 OF MY PREMIUM, OR A DIFFERENT AMOUNT AS IMPOSED BY THE FLORIDA
 1841 LEGISLATURE.

1842 2. I UNDERSTAND THAT I CAN AVOID THE CITIZENS POLICYHOLDER
 1843 SURCHARGE, WHICH COULD BE AS HIGH AS 45 PERCENT OF MY PREMIUM,
 1844 BY OBTAINING COVERAGE FROM A PRIVATE MARKET INSURER AND THAT TO
 1845 BE ELIGIBLE FOR COVERAGE BY CITIZENS I MUST FIRST TRY TO OBTAIN
 1846 PRIVATE MARKET COVERAGE BEFORE APPLYING FOR OR RENEWING COVERAGE
 1847 WITH CITIZENS. I UNDERSTAND THAT PRIVATE MARKET INSURANCE RATES
 1848 ARE REGULATED AND APPROVED BY THE STATE.

1849 ~~3.2-~~ I ~~ALSO~~ UNDERSTAND THAT I MAY BE SUBJECT TO EMERGENCY
 1850 ASSESSMENTS TO THE SAME EXTENT AS POLICYHOLDERS OF OTHER
 1851 INSURANCE COMPANIES, OR A DIFFERENT AMOUNT AS IMPOSED BY THE
 1852 FLORIDA LEGISLATURE.

1853 ~~4.3-~~ I ~~ALSO~~ UNDERSTAND THAT CITIZENS PROPERTY INSURANCE
 1854 CORPORATION IS NOT SUPPORTED BY THE FULL FAITH AND CREDIT OF THE
 1855 STATE OF FLORIDA.

1856 a. The corporation shall maintain, in electronic format or

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 1857 otherwise, a copy of the applicant's signed acknowledgment and
 1858 provide a copy of the statement to the policyholder as part of
 1859 ~~his or her the first~~ renewal after the effective date of this
 1860 subparagraph.

1861 b. The signed acknowledgment form creates a conclusive
 1862 presumption that the policyholder understood and accepted his or
 1863 her potential surcharge and assessment liability as a
 1864 policyholder of the corporation.

1865 (g) The executive director, with the concurrence of the
 1866 board, shall determine whether it is more cost-effective and in
 1867 the best interests of the corporation to use legal services
 1868 provided by in-house attorneys employed by the corporation
 1869 rather than contracting with outside counsel. In making such
 1870 determination, the board shall document its findings and ~~shall~~
 1871 ~~consider~~ the expertise needed; whether time commitments exceed
 1872 in-house staff resources; whether local representation is
 1873 needed; the travel, lodging and other costs associated with in-
 1874 house representation; and such other factors that the board
 1875 determines are relevant.

1876 (i)1. The Office of the Internal Auditor is established
 1877 within the corporation to provide a central point for
 1878 coordination of and responsibility for activities that promote
 1879 accountability, integrity, and efficiency to the policyholders
 1880 and to the taxpayers of this state. The internal auditor shall
 1881 be appointed by the board of governors, shall report to and be
 1882 under the general supervision of the board of governors, and is
 1883 not subject to supervision by an ~~any~~ employee of the
 1884 corporation. Administrative staff and support shall be provided
 1885 by the corporation. The internal auditor shall be appointed

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 1886 without regard to political affiliation. It is the duty and
 1887 responsibility of the internal auditor to:

1888 a. Provide direction for, supervise, conduct, and
 1889 coordinate audits, investigations, and management reviews
 1890 relating to the programs and operations of the corporation.

1891 b. Conduct, supervise, or coordinate other activities
 1892 carried out or financed by the corporation for the purpose of
 1893 promoting efficiency in the administration of, or preventing and
 1894 detecting fraud, abuse, and mismanagement in, its programs and
 1895 operations.

1896 c. Submit final audit reports, reviews, or investigative
 1897 reports to the board of governors, the executive director, the
 1898 members of the Financial Services Commission, and the President
 1899 of the Senate and the Speaker of the House of Representatives.

1900 d. Keep the executive director and the board of governors
 1901 informed concerning fraud, abuses, and internal control
 1902 deficiencies relating to programs and operations administered or
 1903 financed by the corporation, recommend corrective action, and
 1904 report on the progress made in implementing corrective action.

1905 e. Report expeditiously to the Department of Law
 1906 Enforcement or other law enforcement agencies, as appropriate,
 1907 whenever the internal auditor has reasonable grounds to believe
 1908 there has been a violation of criminal law.

1909 2. On or before February 15, the internal auditor shall
 1910 prepare an annual report evaluating the effectiveness of the
 1911 internal controls of the corporation and providing
 1912 recommendations for corrective action, if necessary, and
 1913 summarizing the audits, reviews, and investigations conducted by
 1914 the office during the preceding fiscal year. The final report

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1915 shall be furnished to the board of governors and the executive
1916 director, the President of the Senate, the Speaker of the House
1917 of Representatives, and the Financial Services Commission.

1918 (m) 1. The Auditor General shall conduct an operational
1919 audit of the corporation annually every 3 years to evaluate
1920 management's performance in administering laws, policies, and
1921 procedures governing the operations of the corporation in an
1922 efficient and effective manner. The scope of the review must
1923 shall include, but is not limited to, evaluating claims
1924 handling, customer service, take-out programs and bonuses;
1925 financing arrangements made to address a 100-year probable
1926 maximum loss; personnel costs and administration; underwriting,
1927 including processes designed to ensure compliance with policy
1928 eligibility requirements of law;
1929 procurement of goods and
1930 services;
1931 internal controls;
1932 and the internal audit function;
1933 and related internal controls. A copy of the report shall be
1934 provided to the corporation's board, the President of the
1935 Senate, the Speaker of the House of Representatives, each member
1936 of the Financial Services Commission, and the Office of
1937 Insurance Regulation. The initial audit must be completed by
1938 February 1, 2009.

1936 2. The executive director, with the concurrence of the
1937 board, shall contract with an independent auditing firm to
1938 conduct a performance audit of the corporation every 2 years.
1939 The objectives of the audit include, but are not limited to, an
1940 evaluation, within the context of insurance industry best
1941 practices, of the corporation's strategic planning processes,
1942 the functionality of the corporation's organizational structure,
1943 the compensation levels of senior management, and the overall

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1944 management and operations of the corporation. A copy of the
1945 audit report shall be provided to the corporation's board, the
1946 President of the Senate, the Speaker of the House of
1947 Representatives, each member of the Financial Services
1948 Commission, the Office of Insurance Regulation, and the Auditor
1949 General. The initial audit must be completed by June 1, 2014.

1950 (q) 1. The corporation shall certify to the office its needs
1951 for annual assessments as to a particular calendar year, and for
1952 any interim assessments that it deems ~~to be~~ necessary to sustain
1953 operations as to a particular year pending the receipt of annual
1954 assessments. Upon verification, the office shall approve such
1955 certification, and the corporation shall levy such annual or
1956 interim assessments. Such assessments shall be prorated as
1957 provided in paragraph (b). The corporation shall take all
1958 reasonable and prudent steps necessary to collect the amount of
1959 assessments due from each assessable insurer, including, if
1960 prudent, filing suit to collect the assessments, and the office
1961 may provide such assistance to the corporation it deems
1962 appropriate. If the corporation is unable to collect an
1963 assessment from any assessable insurer, the uncollected
1964 assessments shall be levied as an additional assessment against
1965 the assessable insurers and any assessable insurer required to
1966 pay an additional assessment as a result of such failure to pay
1967 shall have a cause of action against ~~the such~~ nonpaying
1968 assessable insurer. Assessments ~~must shall~~ be included ~~as an~~
1969 ~~appropriate factor~~ in the making of rates. The failure of a
1970 surplus lines agent to collect and remit any regular or
1971 emergency assessment levied by the corporation is ~~considered to~~
1972 ~~be~~ a violation of s. 626.936 and subjects the surplus lines

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1973 agent to the penalties provided in that section.

1974 2. The governing body of any unit of local government, any

1975 residents of which are insured by the corporation, may issue

1976 bonds as defined in s. 125.013 or s. 166.101 ~~from time to time~~

1977 to fund an assistance program, in conjunction with the

1978 corporation, for the purpose of defraying deficits of the

1979 corporation. In order to avoid needless and indiscriminate

1980 proliferation, duplication, and fragmentation of such assistance

1981 programs, the any unit of local government, any residents of

1982 ~~which are insured by the corporation,~~ may provide for the

1983 payment of losses, regardless of whether or not the losses

1984 occurred within or outside of the territorial jurisdiction of

1985 the local government. Revenue bonds under this subparagraph may

1986 not be issued until validated pursuant to chapter 75, unless a

1987 state of emergency is declared by executive order or

1988 proclamation of the Governor pursuant to s. 252.36 which makes

1989 ~~making~~ such findings as are necessary to determine that it is in

1990 the best interests of, and necessary for, the protection of the

1991 public health, safety, and general welfare of residents of this

1992 state and declaring it an essential public purpose to permit

1993 certain municipalities or counties to issue such bonds as will

1994 permit relief to claimants and policyholders of the corporation.

1995 Any such unit of local government may enter into ~~such~~ contracts

1996 with the corporation and with any other entity created pursuant

1997 to this subsection as ~~are~~ necessary to carry out this paragraph.

1998 Any bonds issued are under this subparagraph shall be payable

1999 from and secured by moneys received by the corporation from

2000 emergency assessments under sub-subparagraph (b)3.d., and

2001 assigned and pledged to or on behalf of the unit of local

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2002 government for the benefit of the holders of such bonds. The

2003 funds, credit, property, and taxing power of the state or of the

2004 unit of local government may shall not be pledged for the

2005 payment of such bonds.

2006 3.~~a~~. The corporation shall adopt one or more programs

2007 subject to approval by the office for the reduction of both new

2008 and renewal writings by in the corporation. The corporation may

2009 consider any prudent and not unfairly discriminatory approach to

2010 reducing corporation writings.

2011 a. The corporation may adopt a credit against assessment

2012 liability or other liability which provides an incentive for

2013 insurers to take and keep risks out of the corporation by

2014 maintaining or increasing voluntary writings in counties or

2015 areas in which corporation risks are highly concentrated, and a

2016 program to provide a formula under which an insurer voluntarily

2017 taking risks out of the corporation by maintaining or increasing

2018 voluntary writings is relieved, wholly or partially, from

2019 assessments under sub-subparagraph (b)3.a.

2020 b. Beginning January 1, 2008, Any program the corporation

2021 adopts for the payment of bonuses to an insurer for each risk

2022 the insurer removes from the corporation must shall comply with

2023 s. 627.3511(2) and may not exceed the amount referenced in s.

2024 627.3511(2) for each risk removed. ~~The corporation may consider~~

2025 ~~any prudent and not unfairly discriminatory approach to reducing~~

2026 ~~corporation writings, and may adopt a credit against assessment~~

2027 ~~liability or other liability that provides an incentive for~~

2028 ~~insurers to take risks out of the corporation and to keep risks~~

2029 ~~out of the corporation by maintaining or increasing voluntary~~

2030 ~~writings in counties or areas in which corporation risks are~~

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2031 ~~highly concentrated and a program to provide a formula under~~
 2032 ~~which an insurer voluntarily taking risks out of the corporation~~
 2033 ~~by maintaining or increasing voluntary writings will be relieved~~
 2034 ~~wholly or partially from assessments under sub-subparagraph~~
 2035 ~~(b)3.a. However,~~ Any "take-out bonus" or payment to an insurer
 2036 must be conditioned on the property being insured for at least 5
 2037 years by the insurer, unless canceled or nonrenewed by the
 2038 policyholder. If the policy is canceled or nonrenewed by the
 2039 policyholder before the end of the 5-year period, the amount of
 2040 the take-out bonus must be prorated for the time period the
 2041 policy was insured. ~~If~~ When the corporation enters into a
 2042 contractual agreement for a take-out plan, the producing agent
 2043 of record of the corporation policy is entitled to retain any
 2044 unearned commission on such policy, and the insurer shall
 2045 either:

2046 (I) Pay to the producing agent of record of the policy, for
 2047 the first year, an amount which is the greater of the insurer's
 2048 usual and customary commission for the type of policy written or
 2049 a policy fee equal to the usual and customary commission of the
 2050 corporation; or

2051 (II) Offer to allow the producing agent of record ~~of the~~
 2052 ~~policy~~ to continue servicing the policy for at least a period of
 2053 ~~not less than~~ 1 year and offer to pay the agent the insurer's
 2054 usual and customary commission for the type of policy written.
 2055 If the producing agent is unwilling or unable to accept
 2056 appointment by the new insurer, the new insurer shall pay the
 2057 agent in accordance with sub-sub-subparagraph (I).

2058 ~~c.b.~~ Any credit or exemption from regular assessments
 2059 adopted under this subparagraph shall last up to no longer than

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2060 ~~the~~ 3 years after following the cancellation or expiration of
 2061 the policy by the corporation. With the approval of the office,
 2062 the board may extend such credits for an additional year if the
 2063 insurer guarantees an additional year of renewability for all
 2064 policies removed from the corporation, or for 2 additional years
 2065 if the insurer guarantees 2 additional years of renewability for
 2066 all policies so removed.

2067 ~~d.e. A~~ There shall be no credit, limitation, exemption, or
 2068 deferment from emergency assessments ~~to be~~ collected from
 2069 policyholders pursuant to sub-subparagraph (b)3.d. is
 2070 prohibited.

2071 4. The corporation plan shall provide for the deferment, in
 2072 whole or in part, of the assessment of an assessable insurer,
 2073 other than an emergency assessment collected from policyholders
 2074 pursuant to sub-subparagraph (b)3.d., if the office finds that
 2075 payment of the assessment would endanger or impair the solvency
 2076 of the insurer. ~~If in the event~~ an assessment against an
 2077 assessable insurer is deferred in whole or in part, the amount
 2078 by which such assessment is deferred may be assessed against the
 2079 other assessable insurers in a manner consistent with the basis
 2080 for assessments set forth in paragraph (b).

2081 5. ~~Effective July 1, 2007,~~ In order to evaluate the costs
 2082 and benefits of approved take-out plans, if the corporation pays
 2083 a bonus or other payment to an insurer for an approved take-out
 2084 plan, it shall maintain a record of the address or such other
 2085 identifying information on the property or risk removed in order
 2086 to track if and when the property or risk is later insured by
 2087 the corporation.

2088 ~~6.~~ Any policy taken out, assumed, or removed from the

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 2089 corporation is, as of the effective date of the take-out,
 2090 assumption, or removal, direct insurance issued by the insurer
 2091 and not by the corporation, even if the corporation continues to
 2092 service the policies. This subparagraph applies to policies of
 2093 the corporation and not policies taken out, assumed, or removed
 2094 from any other entity.

2095 6. The corporation may adopt one or more programs to
 2096 encourage authorized insurers to remove policies from the
 2097 corporation through a loan from the corporation to an insurer
 2098 secured by a surplus note that contains such necessary and
 2099 reasonable provisions as the corporation requires. Such surplus
 2100 note is subject to the review and approval of the office
 2101 pursuant to s. 628.401. The corporation may include, but is not
 2102 limited to, provisions regarding the maximum size of a loan to
 2103 an insurer, capital matching requirements, the relationship
 2104 between the aggregate number of policies or amount of loss
 2105 exposure removed from the association and the amount of a loan,
 2106 retention requirements related to policies removed from the
 2107 corporation, and limitations on the number of insurers receiving
 2108 loans from the corporation under any one management group in
 2109 whatever form or arrangement. If a loan secured by a surplus
 2110 note is provided to a new mutual insurance company, the
 2111 corporation may require the board of the new mutual insurer to
 2112 have a majority of independent board members, may restrict the
 2113 ability of the new mutual insurer to convert to a stock insurer
 2114 while the mutual insurer owes any principal or interest under
 2115 the surplus note to the corporation, establish a capital match
 2116 requirement of up to \$1 of private capital for each \$4 of the
 2117 corporation's loan to a new mutual insurer, and limit the

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 2118 eligibility of a new mutual insurer for a waiver of the ceding
 2119 commission traditionally associated with take-out programs from
 2120 the corporation to those new mutual insurers that agree
 2121 contractually to maintain an expense ratio below 20 per cent of
 2122 written premium. For this purpose, the term "expense ratio"
 2123 means the sum of agent commissions and other acquisition
 2124 expenses; general and administrative expenses; and premium
 2125 taxes, licenses, and fees, divided by the gross written premium.

2126 (z) In enacting the provisions of this section, the
 2127 Legislature recognizes that both the Florida Windstorm
 2128 Underwriting Association and the Residential Property and
 2129 Casualty Joint Underwriting Association have entered into
 2130 financing arrangements that obligate each entity to service its
 2131 debts and maintain the capacity to repay funds secured under
 2132 these financing arrangements. It is the intent of the
 2133 Legislature that ~~nothing in~~ this section not be construed to
 2134 compromise, diminish, or interfere with the rights of creditors
 2135 under such financing arrangements. It is further the intent of
 2136 the Legislature to preserve the obligations of the Florida
 2137 Windstorm Underwriting Association and Residential Property and
 2138 Casualty Joint Underwriting Association with regard to
 2139 outstanding financing arrangements, with such obligations
 2140 passing entirely and unchanged to the corporation and,
 2141 specifically, to the applicable account of the corporation. So
 2142 long as any bonds, notes, indebtedness, or other financing
 2143 obligations of the Florida Windstorm Underwriting Association or
 2144 the Residential Property and Casualty Joint Underwriting
 2145 Association are outstanding, under the terms of the financing
 2146 documents pertaining to them, the executive director of the

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 2147 corporation, with the concurrence of the governing board, of the
 2148 ~~corporation~~ shall have and shall exercise the authority to levy,
 2149 charge, collect, and receive all premiums, assessments,
 2150 surcharges, charges, revenues, and receipts that the
 2151 associations had authority to levy, charge, collect, or receive
 2152 under the provisions of subsection (2) and this subsection,
 2153 respectively, as they existed on January 1, 2002, to provide
 2154 moneys, without exercise of the authority provided by this
 2155 subsection, in at least the amounts, and by the times, as would
 2156 be provided under those former provisions of subsection (2) or
 2157 this subsection, respectively, so that the value, amount, and
 2158 collectability of any assets, revenues, or revenue source
 2159 pledged or committed to, or any lien thereon securing such
 2160 outstanding bonds, notes, indebtedness, or other financing
 2161 obligations is will not be diminished, impaired, or adversely
 2162 affected by the amendments made by this section act and to
 2163 permit compliance with all provisions of financing documents
 2164 pertaining to such bonds, notes, indebtedness, or other
 2165 financing obligations, or the security or credit enhancement for
 2166 them, and any reference in this subsection to bonds, notes,
 2167 indebtedness, financing obligations, or similar obligations, of
 2168 the corporation must shall include like instruments or contracts
 2169 of the Florida Windstorm Underwriting Association and the
 2170 Residential Property and Casualty Joint Underwriting Association
 2171 to the extent not inconsistent with the ~~provisions of the~~
 2172 financing documents pertaining to them.

2173 Section 10. Effective October 1, 2013, paragraph (e) of
 2174 subsection (6) of section 627.351, Florida Statutes, is amended
 2175 to read

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 2176 627.351 Insurance risk apportionment plans.—
 2177 (6) CITIZENS PROPERTY INSURANCE CORPORATION.—
 2178 (e) The corporation is subject to s. 287.057 for the
 2179 purchase of commodities and contractual services except as
 2180 otherwise provided in this paragraph. Services provided by
 2181 traders or technical experts to assist a licensed adjuster
 2182 in the evaluation of individual claims are not subject to the
 2183 procurement requirements of this section. Additionally, the
 2184 procurement of financial services providers and underwriters
 2185 must be made pursuant to s. 627.3513. Purchases that equal or
 2186 exceed \$2,500, but are less than \$25,000, shall be made by
 2187 receipt of written quotes, written record of telephone quotes,
 2188 or informal bids, whenever practical. The procurement of goods
 2189 or services valued at or over \$25,000 shall be subject to
 2190 competitive solicitation, except in situations where the goods
 2191 or services are provided by a sole source or are deemed an
 2192 emergency purchase; the services are exempted from competitive
 2193 solicitation requirements under s. 287.057(3)(f); or the
 2194 procurement of services is subject to s. 627.3513. Justification
 2195 for the sole sourcing or emergency procurement must be
 2196 documented. Contracts for goods or services valued at or more
 2197 than over \$100,000 are subject to approval by the board.
 2198 1. The corporation is an agency for the purposes of s.
 2199 287.057, except for subsection (22) of that section for which
 2200 the corporation is an eligible user.
 2201 a. The authority of the Department of Management Services
 2202 and the Chief Financial Officer under s. 287.057 extends to the
 2203 corporation as if the corporation were an agency.
 2204 b. The executive director of the corporation is the agency

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 2205 head under s. 287.057, except for resolution of bid protests for
 2206 which the board would serve as the agency head.

2207 2. The corporation must provide notice of a decision or
 2208 intended decision concerning a solicitation, contract award, or
 2209 exceptional purchase by electronic posting. Such notice must
 2210 contain the following statement: "Failure to file a protest
 2211 within the time prescribed in this section constitutes a waiver
 2212 of proceedings."

2213 a. A person adversely affected by the corporation's
 2214 decision or intended decision to award a contract pursuant to s.
 2215 287.057(1) or s. 287.057(3)(c) who elects to challenge the
 2216 decision must file a written notice of protest with the
 2217 executive director of the corporation within 72 hours after the
 2218 corporation posts a notice of its decision or intended decision.
 2219 For a protest of the terms, conditions, and specifications
 2220 contained in a solicitation, including any provisions governing
 2221 the methods for ranking bids, proposals, replies, awarding
 2222 contracts, reserving rights of further negotiation, or modifying
 2223 or amending any contract, the notice of protest must be filed in
 2224 writing within 72 hours after the posting of the solicitation.
 2225 Saturdays, Sundays, and state holidays are excluded in the
 2226 computation of the 72-hour time period.

2227 b. A formal written protest must be filed within 10 days
 2228 after the date the notice of protest is filed. The formal
 2229 written protest must state with particularity the facts and law
 2230 upon which the protest is based. Upon receipt of a formal
 2231 written protest that has been timely filed, the corporation must
 2232 stop the solicitation or contract award process until the
 2233 subject of the protest is resolved by final board action unless

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 2234 the executive director sets forth in writing particular facts
 2235 and circumstances that require the continuance of the
 2236 solicitation or contract award process without delay in order to
 2237 avoid an immediate and serious danger to the public health,
 2238 safety, or welfare. The corporation must provide an opportunity
 2239 to resolve the protest by mutual agreement between the parties
 2240 within 7 business days after receipt of the formal written
 2241 protest. If the subject of a protest is not resolved by mutual
 2242 agreement within 7 business days, the corporation's board must
 2243 place the protest on the agenda and resolve it at its next
 2244 regularly scheduled meeting. The protest must be heard by the
 2245 board at a publicly noticed meeting in accordance with
 2246 procedures established by the board.

2247 c. In a protest of an invitation-to-bid or request-for-
 2248 proposals procurement, submissions made after the bid or
 2249 proposal opening which amend or supplement the bid or proposal
 2250 may not be considered. In protesting an invitation-to-negotiate
 2251 procurement, submissions made after the corporation announces
 2252 its intent to award a contract, reject all replies, or withdraw
 2253 the solicitation that amends or supplements the reply may not be
 2254 considered. Unless otherwise provided by law, the burden of
 2255 proof rests with the party protesting the corporation's action.
 2256 In a competitive-procurement protest, other than a rejection of
 2257 all bids, proposals, or replies, the corporation's board must
 2258 conduct a de novo proceeding to determine whether the
 2259 corporation's proposed action is contrary to the corporation's
 2260 governing statutes, the corporation's rules or policies, or the
 2261 solicitation specifications. The standard of proof for the
 2262 proceeding is whether the corporation's action was clearly

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 2263 erroneous, contrary to competition, arbitrary, or capricious. In
 2264 any bid-protest proceeding contesting an intended corporation
 2265 action to reject all bids, proposals, or replies, the standard
 2266 of review by the board is whether the corporation's intended
 2267 action is illegal, arbitrary, dishonest, or fraudulent.

2268 d. Failure to file a notice of protest or failure to file a
 2269 formal written protest constitutes a waiver of proceedings.

2270 3. Contract actions and decisions by the board under this
 2271 paragraph are final. Any further legal remedy must be made in
 2272 the Circuit Court of Leon County.

2273 Section 11. The purchase of commodities and contractual
 2274 services by Citizens Property Insurance Corporation commenced
 2275 before October 1, 2013, is governed by the law in effect on
 2276 September 30, 2013.

2277 Section 12. Effective January 1, 2014, paragraph (n) of
 2278 subsection (6) of section 627.351, Florida Statutes, is amended
 2279 to read:

2280 627.351 Insurance risk apportionment plans.-

2281 (6) CITIZENS PROPERTY INSURANCE CORPORATION.-

2282 (n)1. Rates for coverage provided by the corporation must
 2283 be actuarially sound and subject to s. 627.062. Except as
 2284 otherwise provided in this paragraph, rates for coverage
 2285 provided by the corporation must be actuarially sound and not
 2286 competitive with approved rates charged in the admitted
 2287 voluntary market in order for the corporation to function as a
 2288 residual market mechanism that provides insurance only if
 2289 insurance cannot be procured in the voluntary market.

2290 a. In establishing actuarially sound rates the corporation
 2291 shall include an appropriate catastrophe risk load factor that

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 2292 reflects the actual catastrophic risk exposure retained by the
 2293 corporation.

2294 b. In establishing noncompetitive rates for personal and
 2295 commercial lines residential policies, the average rates of the
 2296 corporation for each rating territory may not be less than the
 2297 average rates charged by the insurer that had the highest
 2298 average rate in that rating territory among the 20 voluntary
 2299 admitted insurers with the greatest total direct written premium
 2300 in the state for that line of business in the preceding year.

2301 c. In establishing noncompetitive rates for mobile home
 2302 coverage, the average rates of the corporation may not be less
 2303 than the average rates charged by the insurer that had the
 2304 highest average rate in that rating territory among the five
 2305 voluntary admitted insurers with the greatest total written
 2306 premium for mobile home owner's policies in the state in the
 2307 preceding year. The corporation shall file its recommended rates
 2308 with the office at least annually. ~~The corporation shall provide~~
 2309 ~~any additional information regarding the rates which the office~~
 2310 ~~requires. The office shall consider the recommendations of the~~
 2311 ~~board and issue a final order establishing the rates for the~~
 2312 ~~corporation within 45 days after the recommended rates are~~
 2313 ~~filed. The corporation may not pursue an administrative~~
 2314 ~~challenge or judicial review of the final order of the office.~~

2315 d. Rates for commercial nonresidential policies must be
 2316 actuarially sound in accordance with sub-subparagraph a.

2317 e. The requirements of sub-subparagraphs b. and c. do not
 2318 apply to rates in territories where the office determines there
 2319 is not a reasonable degree of competition. In such territories
 2320 the corporation's rates must be actuarially sound in accordance

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2321 with sub-subparagraph a.

2322 2. In addition to the rates otherwise determined pursuant
2323 to this paragraph, the corporation shall impose and collect an
2324 amount equal to the premium tax provided in s. 624.509 to
2325 augment the financial resources of the corporation.

2326 ~~3. After the public hurricane loss projection model under~~
2327 ~~s. 627.06281 has been found to be accurate and reliable by the~~
2328 ~~Florida Commission on Hurricane Loss Projection Methodology, the~~
2329 ~~model shall serve as the minimum benchmark for determining the~~
2330 ~~windstorm portion of the corporation's rates. This subparagraph~~
2331 ~~does not require or allow the corporation to adopt rates lower~~
2332 ~~than the rates otherwise required or allowed by this paragraph.~~

2333 4. The rate filings for the corporation which were approved
2334 by the office and took effect January 1, 2007, are rescinded,
2335 except for those rates that were lowered. As soon as possible,
2336 the corporation shall begin using the lower rates that were in
2337 effect on December 31, 2006, and provide refunds to
2338 policyholders who paid higher rates as a result of that rate
2339 filing. The rates in effect on December 31, 2006, remain in
2340 effect for the 2007 and 2008 calendar years except for any rate
2341 change that results in a lower rate. The next rate change that
2342 may increase rates shall take effect pursuant to a new rate
2343 filing recommended by the corporation and established by the
2344 office, subject to this paragraph.

2345 ~~5. Beginning on July 15, 2009, and annually thereafter, the~~
2346 ~~corporation must make a recommended actuarially sound rate~~
2347 ~~filing for each personal and commercial line of business it~~
2348 ~~writes, to be effective no earlier than January 1, 2010.~~

2349 ~~3.6. For policies initially insured by the corporation~~

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2350 before July 1, 2013, and which have continuously been insured by
2351 the corporation since that date, Beginning on or after January
2352 1, 2010, and notwithstanding the board's recommended rates and
2353 the office's final order regarding the corporation's filed rates
2354 under subparagraph 1., the corporation shall annually implement
2355 a rate increase that which, except for sinkhole coverage, does
2356 not exceed 10 percent for any territory single policy issued by
2357 the corporation, excluding coverage changes and surcharges. This
2358 subparagraph is limited to:

2359 a. Personal lines residential policies that have a dwelling
2360 replacement cost of less than \$300,000 and that cover homestead
2361 personal residential properties or occupied permanent
2362 residencies having a written rental agreement for at least 12
2363 months.

2364 b. Personal lines residential wind-only policies that cover
2365 homestead personal residential properties, or that are occupied
2366 permanent residencies that have a written rental agreement for
2367 no less than 12 months, and have a dwelling replacement cost of
2368 less than:

2369 (I) \$1 million on July 1, 2013.

2370 (II) \$800,000 on January 1, 2014.

2371 (III) \$600,000 on January 1, 2015.

2372 c. Commercial lines residential properties.

2373 4. The corporation shall also implement the following:

2374 ~~a.7. The corporation may also implement~~ An increase to
2375 reflect the effect on the corporation of the cash buildup factor
2376 pursuant to s. 215.555(5)(b).

2377 b. An increase of up to 3 percent, which shall only be used
2378 to purchase catastrophe reinsurance or other risk transfer

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 2379 mechanisms for purposes of protecting the corporation and its
 2380 policyholders from potential shortfalls and assessments. In any
 2381 year for which the full 3 percent increase is imposed, there
 2382 must also be a corresponding 3 percent decrease, 1 percent per
 2383 account, from the Citizens policyholder surcharge in (b)3.i.,
 2384 for that year.

2385 ~~5.8-~~ The corporation's implementation of rates as
 2386 prescribed in subparagraph ~~3. 6-~~ shall cease for any line of
 2387 business written by the corporation upon the corporation's
 2388 implementation of the rates described in subparagraph 1.
 2389 ~~actuarially sound rates.~~ Thereafter, the corporation shall
 2390 annually make a ~~recommended actuarially sound~~ rate filing
 2391 implementing such rates for each ~~commercial and personal~~ line of
 2392 business the corporation writes.

2393 6. The corporation shall annually certify to the office
 2394 that its rates comply with the requirements of this paragraph.
 2395 If any adjustment in the rates or rating factors of the
 2396 corporation is necessary to ensure such compliance, the
 2397 corporation shall make and implement such adjustments and file
 2398 its revised rates and rating factors with the office. If the
 2399 office thereafter determines that the revised rates and rating
 2400 factors fail to comply with this paragraph, it shall notify the
 2401 corporation and require the corporation to amend its rates or
 2402 rating factors in conjunction with its next rate filing. The
 2403 office must notify the corporation by electronic means of any
 2404 rate filing it approves for any insurer among the insurers
 2405 referred to in this paragraph.

2406 7. By January 1, 2014, the board shall provide
 2407 recommendations to the Legislature on how to provide relief to a

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 2408 policyholder whose premium reflects the full rate required under
 2409 subparagraph 1. and who demonstrates a financial need at the
 2410 time of application or renewal.

2411 Section 13. Section 627.3518, Florida Statutes, is created
 2412 to read:

2413 627.3518 Citizens Property Insurance Corporation
 2414 clearinghouse.—The Legislature recognizes that Citizens Property
 2415 Insurance Corporation has authority to establish a clearinghouse
 2416 as a separate organizational unit within the corporation for the
 2417 purpose of determining the eligibility of new and renewal risks,
 2418 excluding commercial residential, seeking coverage through the
 2419 corporation and facilitating the identification and diversion of
 2420 ineligible applicants and current policyholders from the
 2421 corporation into the voluntary insurance market. The purpose of
 2422 this section is to augment that authority by providing a
 2423 framework for the corporation to implement such program by July
 2424 1, 2013.

2425 (1) DEFINITIONS.—As used in this section, the term:

2426 (a) "Clearinghouse" means the clearinghouse diversion
 2427 program created under this section.

2428 (b) "Corporation" means Citizens Property Insurance
 2429 Corporation.

2430 (c) "Exclusive agent" means any licensed insurance agent
 2431 who has, by contract, agreed to act exclusively for one company
 2432 or group of affiliated insurance companies, and who is
 2433 disallowed by that contract to directly write for any other
 2434 unaffiliated insurer absent express consent from the company or
 2435 group of affiliated companies.

2436 (d) "Independent agent" means a licensed insurance agent

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2437 who is not required by contract to act only on behalf of one
 2438 company or group of affiliated insurance companies.

2439 (2) The clearinghouse shall have all the rights and
 2440 responsibilities in carrying out its duties as a licensed
 2441 general lines agent, but is not required to employ or engage a
 2442 licensed general lines agent or maintain an insurance agency
 2443 license in order to solicit and place insurance coverage. In
 2444 establishing the clearinghouse the corporation:

2445 (a) Shall require all new applications for coverage and all
 2446 policies up for renewal to be submitted to the clearinghouse to
 2447 facilitate obtaining an offer of coverage from an authorized
 2448 insurer before binding or renewing coverage with the
 2449 corporation.

2450 (b) Shall develop an enhanced application for obtaining
 2451 information that will assist private insurers in determining
 2452 whether or not to make an offer of coverage through the
 2453 clearinghouse.

2454 (c) Shall require all new applications for coverage to be
 2455 subject to a 48-hour period that allows a private insurer
 2456 participating in the clearinghouse to select applicants for
 2457 coverage before the application is submitted to the corporation
 2458 for coverage. The insurer may issue a binder to a selected
 2459 applicant for at least 30 days, but not more than 60 days.

2460 (d) Notwithstanding s. 626.916(1), if an applicant for new
 2461 or renewal coverage from the corporation does not receive an
 2462 offer of coverage from an admitted insurer, the applicant may
 2463 accept an offer from a surplus lines insurer eligible under ss.
 2464 626.913-626.937.

2465 (e) Shall provide funds to operate the clearinghouse. The

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2466 corporation may charge a reasonable fee as a percentage of an
 2467 agent's commission to offset, or partially offset the costs of
 2468 the clearinghouse. However, insurers participating in the
 2469 clearinghouse are not required to pay a fee to use the
 2470 clearinghouse to renew policies initially written through the
 2471 clearinghouse.

2472 (f) Shall enter into contracts with licensed property
 2473 insurance companies operating in this state to participate in
 2474 the clearinghouse and accept appointments from voluntary market
 2475 insurers.

2476 (g) May employ or otherwise contract with individuals or
 2477 other entities to provide administrative or professional
 2478 services in accordance with purchasing requirements set forth in
 2479 corporation's plan under s. 627.351(6)(c).

2480 (3) A licensed insurer may participate in the
 2481 clearinghouse. Insurers making offers of coverage to new
 2482 applicants or renewing policyholders through the clearinghouse:

2483 (a) Are not required to individually appoint an agent whose
 2484 customer is bound and underwritten through the clearinghouse for
 2485 as long as that policy remains with the insurer. Insurers may
 2486 appoint an agent whose customer is initially underwritten and
 2487 bound through the clearinghouse. If an insurer accepts a policy
 2488 from an agent who is not appointed and thereafter elects to
 2489 accept a policy from that agent which was not submitted through
 2490 the program, the provisions of s. 626.112 requiring appointment
 2491 apply to that agent.

2492 (b) Shall enter into a limited agency agreement with each
 2493 agent whose customer is underwritten and bound through the
 2494 clearinghouse and who is not appointed in accordance with this

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2495 subsection.

2496 (c) Shall enter into its standard agency agreement with

2497 each agent whose customer is underwritten and bound through the

2498 clearinghouse if that agent has been appointed by the insurer

2499 pursuant to s. 626.112.

2500 (d) Must comply with the s. 627.4133(2).

2501 (4) Notwithstanding section 627.3517, if an applicant for

2502 new coverage from the corporation is offered coverage from an

2503 admitted insurer through the clearinghouse or through an

2504 alternative option under subsection (7) at a rate that is at or

2505 below the eligibility threshold established in s. 627.351(c)5.,

2506 the risk is not eligible for coverage with the corporation.

2507 Notwithstanding any other provisions of law, if a policyholder

2508 at renewal is provided an offer of coverage from an admitted

2509 insurer through the program or through an alternative option

2510 under subsection (7), and the offer is no more than 15 percent

2511 above the policyholder's premium for comparable coverage through

2512 the corporation, the risk is not eligible for coverage with the

2513 corporation.

2514 (5) Independent insurance agents submitting new

2515 applications for coverage or who are the agent of record on a

2516 renewal policy submitted to the clearinghouse:

2517 (a) Notwithstanding s. 626.112, are not required to be

2518 appointed by an insurer participating in the clearinghouse for

2519 policies written solely through the clearinghouse.

2520 (b) May accept an appointment from an insurer participating

2521 in the clearinghouse.

2522 (c) Must enter into a standard or limited agency agreement

2523 with the insurer, at the insurer's option.

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2524 (d) Must maintain the exclusive use of expirations,

2525 records, or other written or electronic information directly

2526 related to such applications or renewals written through the

2527 corporation or through an insurer participating in the

2528 clearinghouse. Such expirations, records, or other written or

2529 electronic information may be used to review an application,

2530 issue a policy, or for any other purpose necessary for placing

2531 such business through the clearinghouse.

2532 (6) Exclusive agents submitting new applications for

2533 coverage or that are the agent of record on a renewal policy

2534 submitted to the program:

2535 (a) Notwithstanding s. 626.112, are not required to be

2536 appointed by an insurer participating in the clearinghouse for

2537 policies written solely through the clearinghouse.

2538 (b) May provide the new applicant or renewing policyholder

2539 the opportunity to accept an offer of coverage from an insurer

2540 that is participating in the clearinghouse and that had a

2541 limited servicing agreement approved by the exclusive agent's

2542 insurer.

2543 (c) Must enter into only a limited servicing agreement with

2544 the insurer making an offer of coverage.

2545 (d) Must maintain the exclusive use of expirations,

2546 records, or other written or electronic information directly

2547 related to such applications or renewals written through the

2548 corporation or through an insurer participating in the program,

2549 notwithstanding s. 627.351(6)(c)5.a.(I)(B) and (II)(B). Such

2550 expirations, records, or other written or electronic information

2551 may be used to review an application, issue a policy, or for any

2552 other purpose necessary for placing such business through the

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 2553 clearinghouse.

2554 (7) The corporation may recognize private entities that the
 2555 independent agent elects to use as an alternative to submitting
 2556 a risk to the clearinghouse. An alternative option allowed under
 2557 this subsection shall obtain offers of coverage from authorized
 2558 insurers for new applicants seeking coverage from the
 2559 corporation and for corporation policyholders on renewal. The
 2560 alternative option may not be used as a replacement for the
 2561 clearinghouse. Neither the clearinghouse nor a private entity
 2562 operating under this subsection may prohibit insurers from
 2563 electing to participate in more than one program or alternative,
 2564 and an insurer participating in the private entity alternative
 2565 must also participate in the clearinghouse.

2566 (8) Submission of an application for coverage by the
 2567 corporation to the clearinghouse does not constitute the binding
 2568 of coverage by the corporation, and failure of the clearinghouse
 2569 to obtain an offer of coverage by an insurer is not considered
 2570 acceptance of coverage of the risk by the corporation.

2571 Section 14. Subsection (1) of section 627.405, Florida
 2572 Statutes, is amended to read:

2573 627.405 Insurable interest; property.—

2574 (1) A ~~No~~ contract for property ~~of~~ insurance of property ~~or~~
 2575 ~~of~~ any interest in property or arising from property is not
 2576 ~~shall be~~ enforceable as to the insurance except for the benefit
 2577 of persons having an insurable interest in the things insured ~~as~~
 2578 at the time of the loss. Policyholders under a contract of
 2579 property insurance may assign benefits to be received under that
 2580 contract consistent with, and subject to, the conditions in the
 2581 policy.

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 2582 Section 15. Subsection (1) of section 627.410, Florida
 2583 Statutes, is amended to read:

2584 627.410 Filing, approval of forms.—
 2585 (1) A ~~No~~ basic insurance policy or annuity contract form,
 2586 or application form where written application is required and is
 2587 to be made a part of the policy or contract, ~~or~~ group
 2588 certificates issued under a master contract delivered in this
 2589 state, or printed rider or endorsement form or form of renewal
 2590 certificate, may not ~~shall~~ be delivered or issued for delivery
 2591 in this state, unless the form has been filed with the office by
 2592 or on ~~in~~ behalf of the insurer that ~~which~~ proposes to use such
 2593 form and has been approved by the office or filed pursuant to s.
 2594 627.4102. This provision does not apply to surety bonds or to
 2595 policies, riders, endorsements, or forms of unique character
 2596 that ~~which~~ are designed for and used with ~~relation to~~ insurance
 2597 on ~~upon~~ a particular subject, ~~(other than as to~~ health
 2598 ~~insurance),~~ or that ~~which~~ relate to the manner of distributing
 2599 ~~distribution of~~ benefits or to the reservation of rights and
 2600 benefits under life or health insurance policies and are used at
 2601 the request of the individual policyholder, contract holder, or
 2602 certificateholder. For ~~As to~~ group insurance policies
 2603 effectuated and delivered outside this state but covering
 2604 persons resident in this state, the group certificates to be
 2605 delivered or issued for delivery in this state shall be filed
 2606 with the office for information purposes only.

2607 Section 16. Section 627.4102, Florida Statutes, is created
 2608 to read:
 2609 627.4102 Informational filing of forms; certification.—
 2610 (1) Property and casualty forms, except workers'

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2611 compensation forms, are exempt from the approval process
 2612 required under s. 627.410 if:

2613 (a) The form has been electronically submitted to the
 2614 office in an informational filing made through I-File 30 days
 2615 before the delivery or issuance for delivery of the form within
 2616 this state; and

2617 (b) At the time the informational filing is made, a
 2618 notarized certification is attached to the filing which
 2619 certifies that each form within the filing is in compliance with
 2620 all applicable state laws and rules. The certification must be
 2621 on the insurer's letterhead and signed and dated by the
 2622 insurer's president, chief executive officer, general counsel,
 2623 or an employee of the insurer responsible for the filing on
 2624 behalf of the insurer. The certification must contain the
 2625 following statement, and no other language: "I, ...[name]..., as
 2626 ...[title]... of ...[insurer name]..., do hereby certify that
 2627 this form filing has been thoroughly and diligently reviewed by
 2628 me and by all appropriate company personnel, as well as company
 2629 consultants, if applicable, and certify that each form contained
 2630 within the filing is in compliance with all applicable Florida
 2631 laws and rules. Should a form be found that is not in compliance
 2632 with Florida laws and rules, I acknowledge that the Office of
 2633 Insurance Regulation shall disapprove the form."

2634 (2) If the filing contains a form that is not in compliance
 2635 with state laws and rules, the form filing, at the discretion of
 2636 the office, is subject to prior review and approval pursuant to
 2637 s. 627.410, and the period for review and approval established
 2638 under s. 627.410(2) begins to run on the date the office
 2639 notifies the insurer of the discovery of the noncompliant form.

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2640 (3) A Notice of Change in Policy Terms form required under
 2641 s. 627.43141(2) shall be filed as a part of the informational
 2642 filing for a renewal policy that contains a change. All
 2643 modifications, additions, or deletions of terms, coverages,
 2644 duties, or conditions shall be enumerated within the body of the
 2645 form. If a renewal policy that was certified requires such form,
 2646 the insurer must provide a copy to the named insured's agent
 2647 pursuant to s. 627.43141(6)(c) before or upon providing the form
 2648 to the named insured.

2649 (4) This section does not preclude an insurer from electing
 2650 to file any form for approval under s. 627.410 which would
 2651 otherwise be exempt under this section.

2652 (5) The provisions of this section supersede and replace
 2653 the existing order issued by the office exempting specified
 2654 property and casualty forms from the requirements of s. 627.410.

2655 Section 17. Except as otherwise expressly provided in the
 2656 act, this act shall take effect July 1, 2013.

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13

Meeting Date

Topic

CITIZENS COVERAGE ON COAST.

Bill Number

1770

Name

CHRISTIAN CAHARA

Amendment Barcode

080240

(if applicable)

(if applicable)

Job Title

STATE DIRECTOR

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Against

Information

Representing

R STREET INSTITUTE

Appearing at request of Chair:

Yes

No

Lobbyist registered with Legislature:

Yes

No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/20/11)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/2013
Meeting Date

Topic Sen. Joyner Am.

Bill Number SR1770
(if applicable)

Name Mark Delegal

Amendment Barcode _____
(if applicable)

Job Title Counsel

Address 215 S. Monroe Street #200

Phone 850 227-3533

Tallahassee FL 323
City State Zip

E-mail _____

Speaking: For Against Information

Representing Universal NA Insurance Company

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13

Meeting Date

Topic Citizens Ins.

Bill Number SB1770
(if applicable)

Name Jay Liles

Amendment Barcode N/A
(if applicable)

Job Title Policy Consultant

Address PO Box 6870

Phone (850) 294-5004

Tallahassee FL 32314
City State Zip

E-mail jiles@fwfonline.org

Speaking: For Against Information

Representing Florida Wildlife Federation

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/31/13

Meeting Date

Topic Property Insurance

Bill Number SB 1770
(if applicable)

Name Sarah Gledhill

Amendment Barcode _____
(if applicable)

Job Title Advocate

Address 9201 Owens Ave
Street

Phone 904-347-6490

St Augustine FL 32084
City State Zip

E-mail _____

Speaking: For Against Information

Representing Florida Wildlife Federation

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13

Meeting Date

Topic Property Insurance

Bill Number SB1770
(if applicable)

Name Carolyn Johnson

Amendment Barcode _____
(if applicable)

Job Title Policy Director

Address _____
Street

Phone _____

City

State

Zip

E-mail cjohnson@flchamber.com

Speaking: For Against Information

Representing Florida Chamber of Commerce

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/20/11)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4-3-13
Meeting Date

Topic Insurance Bill Number 1770
Name Don Brown Amendment Barcode _____ (if applicable)
Job Title Lobbyist (if applicable)

Address _____ Phone _____
Street City State Zip E-mail _____

Speaking: For Against Information
Representing Associated Industries of Florida

Appearing at request of Chair: Yes No Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting. S-001 (10/20/11)



The Florida Senate

Committee Agenda Request

To: Senator Joe Negron, Chair
Committee on Appropriations

Subject: Committee Agenda Request

Date: March 20, 2013

I respectfully request that **Senate Bill 1770**, relating to Property Insurance, be placed on the:

- committee agenda at your earliest possible convenience.
- next committee agenda.

A handwritten signature in black ink, appearing to read "David Simmons", written over a horizontal line.

Senator David Simmons
Florida Senate, District 10

SENT TO CLERK/ADMIN
STAFF DIR. STAFF
13 MAR 21 AM 7:26
SENATE APPROPRIATIONS
RECEIVED

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SPB 7146

INTRODUCER: For consideration by the Appropriations Committee

SUBJECT: Mortgage Settlement

DATE: April 3, 2013

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Martin</u>	<u>Hansen</u>	_____	Submitted as committee bill
2.	_____	_____	_____	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

I. Summary:

SPB 7146 appropriates \$200,080,474 to several state entities for various housing and foreclosure-related programs and services, contingent upon such funds being deposited into the state treasury from the National Mortgage Settlement.

Funds are appropriated, with specific restrictions and requirements, as follows:

- \$70 million for the State Housing Initiatives Partnership (SHIP) program;
- \$65 million for the State Apartment Incentive Loan Program (SAIL);
- \$10 million for housing for homeless persons;
- \$40 million for the State Courts System for the foreclosure cases backlog;
- \$10 million for legal aid services for low and moderate-income homeowners facing foreclosure;
- \$2 million for a consumer awareness promotional campaign; and
- \$3 million for administrative costs.

This bill does not amend, create, or repeal any sections of the Florida Statutes.

II. Present Situation:

National Mortgage Settlement

In February 2012, 49 state attorneys general and the federal government announced a historic joint state-federal settlement with the country's five largest mortgage servicers:¹

- Ally/GMAC
- Bank of America
- Citi
- JPMorgan Chase
- Wells Fargo

This settlement will provide as much as \$25 billion in relief to distressed borrowers in the 49 states who signed on to the settlement and direct payments to signing states and the federal government. (Oklahoma did not sign the agreement.)

The agreement settles state and federal investigations finding that the country's five largest mortgage servicers routinely signed foreclosure related documents outside the presence of a notary public and without really knowing whether the facts they contained were correct. Both of these practices violate the law.

The settlement provides benefits to borrowers in the signing states whose loans are owned by the settling banks as well as to many of the borrowers whose loans they service.

Key provisions of the settlement include:

- Immediate aid to homeowners needing loan modifications now, including first and second lien principal reduction. The servicers are required to work off up to \$17 billion in principal reduction and other forms of loan modification relief nationwide.
- Immediate aid to borrowers who are current, but whose mortgages currently exceed their home's value. Borrowers will be able to refinance at today's historically low interest rates. Servicers will have to provide up to \$3 billion in refinancing relief nationwide.
- Payments to eligible borrowers who lost their homes to foreclosure with no requirement to prove financial harm and without having to release private claims against the servicers or the right to participate in the Office of the Comptroller of the Currency (OCC) review process; \$1.5 billion will be distributed nationwide. The National Mortgage Settlement Administrator mailed Notice Letters and Claim Forms in late September through early October 2012 to approximately 2 million borrowers who lost their home due to foreclosure between January 1, 2008, and December 31 2011 and whose loans were serviced by one of the five mortgage servicers that are parties to the settlement.
- Immediate payments to signing states to help fund consumer protection and state foreclosure protection efforts.

¹ United States of America, et al. v. Bank of America Corp., et al., No. 305 12-0361-RMC, in the United States District Court for the District of Columbia.

- First ever nationwide reforms to servicing standards. These servicing standards require a single point of contact, adequate staffing levels and training, better communication with borrowers, and appropriate standards for executing documents in foreclosure cases, ending improper fees, and ending dual-track foreclosures for many loans.
- State Attorneys Generals will have oversight of national banks for the first time.
 - National banks will be required to regularly report compliance with the settlement to an independent, outside monitor that reports to state Attorneys General.
 - Servicers will have to pay heavy penalties for non-compliance with the settlement, including missed deadlines.

Florida's share of the total monetary benefits under the settlement is approximately \$8.4 billion:

- Florida borrowers will receive an estimated \$7.6 billion in benefits from loan modifications, including principal reduction, and other direct relief.
- Approximately \$170 million will be available for cash payments to Florida borrowers who lost their home to foreclosure from January 1, 2008 through December 31, 2011 and suffered servicing abuse.
- The value of refinanced loans to Florida's underwater borrowers would be an estimated \$309 million.
- The State of Florida received a payment of approximately \$334 million.

With respect to the \$334 million payment received by The State of Florida, pursuant to the settlement agreement, each State Attorney General must designate the uses of the funds:

To the extent practicable, such funds shall be used for the purposes intended to avoid preventable foreclosures, to ameliorate the effects of the foreclosure crisis, to enhance law enforcement efforts to prevent and prosecute financial fraud, or unfair or deceptive acts or practices and to compensate the States for costs resulting from the alleged unlawful conduct of the Defendants. Such permissible purposes for allocation of the funds include, but are not limited to, supplementing the amounts paid to state homeowners under the Borrower Payment Fund, funding for housing counselors, state and local foreclosure assistance hotlines, state and local foreclosure mediation programs, legal assistance, housing remediation and anti-bligh projects, funding for training and staffing of financial fraud or consumer protections enforcement efforts and civil penalties.²

The Florida Attorney General transferred \$74 million to the state's General Revenue Fund in two installments of \$34 million and \$40 million, and requested the distribution of another \$60 million (technically requested by each responsible agency and approved by the Legislative Budget Commission on January 17, 2013), as provided below:

- \$5 million to contract with legal aid entities within the seven regions of Florida's Regional Legal Services Delivery System to provide legal aid services.

² Id.

- \$35 million to the Florida Housing Finance Corporation (FHFC) for down payment assistance.
- \$10 million to the FHFC for housing counseling.
- \$5 million to the State Courts System to help with foreclosure related issues.
- \$5 million to reimburse the Office of the Attorney General for legal fees.

Of the \$334 million payment received by Florida, there remains \$200,080,474 in the mortgage settlement escrow account created as a result of the consent judgment entered into by the Florida Attorney General on April 4, 2012, in the case of *United States of America, et al. v. Bank of America Corp., et al.*, No. 305 12-0361-RMC, to be used for the purposes enumerated above pursuant to the settlement agreement.

Florida Housing Finance Corporation

The Florida Housing Finance Corporation (FHFC) is a state entity primarily responsible for encouraging the construction and reconstruction of new and rehabilitated affordable housing in Florida. It was created in 1997, when the Legislature enacted chapter 97-167, Laws of Florida, to streamline implementation of affordable housing programs by reconstituting the agency as a corporation. The FHFC is a public corporation housed within the Department of Economic Opportunity (DEO), but is a separate budget entity not subject to the control, supervision, or direction of the DEO. Instead, it is governed by a nine member board of directors comprised of the Secretary of the DEO, who serves as an ex officio voting member, and eight members appointed by the Governor, subject to confirmation by the Senate.

The corporation operates numerous housing programs financed with state and federal dollars, including:

- The State Apartment Incentive Loan Program (SAIL), which annually provides low-interest loans on a competitive basis to affordable housing developers;³
- The State Housing Initiatives Partnership Program (SHIP), which provides funds to cities and counties as an incentive to create local housing partnerships and to preserve and expand production of affordable housing;
- The Florida Homeowner Assistance Program (HAP), which includes the First Time Homebuyer Program, the Down Payment Assistance Program, the Homeownership Pool Program, and the Mortgage Credit Certificate program;
- The Florida Affordable Housing Guarantee Program, which encourages lenders to finance affordable housing by issuing guarantees on financing of affordable housing developments financed with mortgage revenue bonds;
- The HOME Investment Partnership Program, which provides low-interest loans from federal funds to developers to finance construction and rehabilitation of homes and rental program;
- The Predevelopment Loan Program, which assists nonprofit and community based organizations, local governments and public housing authorities by providing loans of up to \$750,000 for predevelopment activities; and

³ Under current law, low interest mortgage loans provided under the SAIL Program are only available for qualifying farm workers, commercial fishing workers, the elderly, and the homeless. *See* s. 420.507(22), F.S.

- The Community Workforce Housing Innovation Pilot Program (CWHIP), which awards funds on a competitive basis to promote the creation of public-private partnerships to develop, finance, and build workforce housing.

The state funds received by the FHFC for its affordable housing programs are from documentary stamp tax revenues which are distributed to the State Housing Trust Fund and the Local Government Housing Trust Fund.⁴ Pursuant to s. 420.507, F.S., the FHFC is also authorized to receive federal funding in connection with the corporation's programs directly from the Federal Government.⁵

State Apartment Incentive Loan Program (SAIL)

The FHFC administers the SAIL program which provides low-interest loans on a competitive basis to affordable housing developers each year. This money often serves to bridge the gap between the development's primary financing and the total cost of the development. The SAIL dollars are available to individuals, public entities, not-for-profit or for-profit organizations that propose the construction or substantial rehabilitation of multifamily units affordable to very low income individuals and families.

A minimum of 20 percent of each development's units must be set aside for families earning 50 percent or less of the area median income. Developments that use housing credits in conjunction with this program may use a minimum set-aside of 40 percent of the units for residents earning 60 percent of the area median income. Developments in the Florida Keys Area may use a minimum set-aside of 100 percent of the units for residents with annual household incomes below 120 percent of the state or local median income, whichever is higher.

Loan interest rates are set at zero percent for those developments that maintain 80 percent of their occupancy for farmworkers, commercial fishing workers or homeless people. The interest rates are set at one percent for all other developments. Loans are issued for a maximum of 15 years unless housing credit syndication requirements or Fannie Mae requirements dictate longer terms or if the FHFC's encumbrance is subordinate to the lien of another mortgage, in which case the term may be made coterminus with the longest term of the superior loan. In most cases, the SAIL loan cannot exceed 25 percent of the total development cost and can be used in conjunction with other state and federal programs.

State Housing Initiatives Partnership Program (SHIP)

The FHFC administers the State Housing Initiatives Partnership program (SHIP), which provides funds to local governments as an incentive to create partnerships that produce and preserve affordable homeownership and multifamily housing. The program was designed to serve very low, low and moderate income families.

The SHIP dollars may be used to fund emergency repairs, new construction, rehabilitation, down payment and closing cost assistance, impact fees, construction and gap financing, mortgage buy-

⁴ Sections 201.15(9) and (10), F.S.

⁵ See ss. 420.507(33) and 159.608, F.S.

downs, acquisition of property for affordable housing, matching dollars for federal housing grants and programs, and homeownership counseling. The SHIP funds may be used to assist units that meet the building construction standards of ch. 553, F.S. The SHIP funds may also be used to assist manufactured housing constructed after June 1994 in accordance with the installation standards defined in the rules of the Department of Highway Safety and Motor Vehicles.

The SHIP funds are distributed on an entitlement basis to all 67 counties and 53 Community Development Block Grant entitlement cities in Florida. The minimum allocation is \$350,000 and the maximum allocation is over \$8.8 million. In order to participate, local governments must establish a local housing assistance program by ordinance; develop a local housing assistance plan and housing incentive strategy; amend land development regulations or establish local policies to implement the incentive strategies; form partnerships and combine resources in order to reduce housing costs; and ensure that rent or mortgage payments within the targeted areas do not exceed 30 percent of the area median income limits, unless authorized by the mortgage lender.

A minimum of 65 percent of the funds must be spent on eligible homeownership activities; a minimum of 75 percent of funds must be spent on eligible construction activities; at least 30 percent of the funds must be reserved for very-low income households (up to 50 percent of the area median income or AMI); an additional 30 percent may be reserved for low income households (up to 80 percent of the AMI); and the remaining funds may be reserved for moderate-income households (up to 120 percent of the AMI). It is important to note that no more than 5 percent of SHIP funds may be used for administrative expenses. However, if a local government makes a finding of need by resolution, a local government may use up to 10 percent for administrative expenses. Funding for this program was established by the passage of the 1992 William E. Sadowski Affordable Housing Act. Funds are allocated to local governments each month on a population-based formula. These funds are derived from the collection of documentary stamp tax revenues, which are deposited into the Local Government Housing Trust Fund. Total actual disbursements are dependent upon these documentary stamp collections.

Foreclosure Cases Impact on the Judicial Branch

The home foreclosures of recent years has negatively affected the judicial branch, in terms of both funding and caseload. Florida has the largest share of foreclosure inventory of any state in the nation, with 305,766 properties in some stage of foreclosure or bank-owned as of the end of 2012.⁶ Seven of the top 10 highest foreclosure markets in the nation are in Florida, with Palm Bay-Melbourne-Titusville having the highest rate of foreclosure of any metro area in the nation.⁷

The state court system is struggling with a backlog of foreclosure cases. In 2005, before the housing market crash, there were only 57,106 foreclosure filings statewide. By 2009, the number of filings dramatically increased to 399,118. The courts did not have the resources to quickly and efficiently deal with this high volume of cases. Due to constitutional and statutory requirements

⁶ RealtyTrac, 4th quarter data, presented to the Florida House of Representatives Civil Justice Subcommittee by the Legislature's Office of Demographics and Research on January 24, 2013.

⁷ Id.

to provide speedy trials to criminal defendants, civil filings take the brunt of any caseload backlog.⁸

Furthermore, the caseload backlog is not spread evenly across the state. While the statewide average is 11.02 percent of residential loans in foreclosure, certain areas, particularly those located in South Florida, have a much greater percentage of loans in foreclosure than other circuits. For instance, Miami-Dade has 15.56 percent of loans in foreclosure compared to only 5.26 percent in Sumter County.

The 2012 legislature appropriated \$4 million to the State Courts System and \$2 million to the Clerks of the Court in an effort to reduce the number of backlogged foreclosure cases in the system. In January 2013, the Legislative Budget Commission approved \$4,993,500 from the National Mortgage Settlement funds to the State Court System for staffing assistance and technology upgrades to assist with the foreclosure backlog.

As of December 2012, the number of pending foreclosure cases in the trial courts was 371,119. The courts have estimated that approximately 680,000 additional foreclosure cases will be filed between FY 2012-13 and FY 2015-16.⁹

III. Effect of Proposed Changes:

The bill provides appropriations totaling \$200,080,474 to the entities and for the uses enumerated below.

Section 1

The nonrecurring sum of \$70,000,000 is appropriated from the Local Government Housing Trust Fund to the Department of Economic Opportunity for Fiscal Year 2013-2014 for transfer to the Florida Housing Finance Corporation (FHFC) to fund the State Housing Initiative Program (SHIP). The FHFC shall allocate the funding to all eligible counties and cities. Except as otherwise specified in this section, local governments must use this funding according to the SHIP statute and rules, and within the parameters of their adopted Local Housing Assistance Plans (LHAPs).

All funding appropriated in this section must be targeted for one or more of the following strategies:

- Rehabilitating/modifying owner-occupied houses (including blighted homes and/or neighborhoods);
- Assisting with purchases of existing housing (with or without rehabilitation);
- Providing housing counseling services;
- Providing lease-purchase assistance; and

⁸ Florida Office of the State Courts Administrator, Summary Reporting System (SRS), August 19, 2011.

⁹ (2013) Foreclosure Backlog Reduction Initiative, Florida Office of State Courts Administrator, on file with Senate Appropriations Committee staff.

- Implementing strategies approved by the Florida Housing Finance Corporation (FHFC) that are related to assisting households and communities impacted by foreclosures, using existing housing stock.

Of the funding provided in this section, each local government must use a minimum of 20 percent of their allocation to serve “persons with special needs” as defined in s. 420.0004(13), F.S. Before this portion of the allocation is released by the FHFC, a local government must submit an existing or new LHAP strategy for this purpose to the FHFC for approval to ensure that it meets these specifications. First priority for use of these special needs funds must be for persons with developmental, hearing, visual or mobility disabilities, with an emphasis on home modifications, including technological enhancements and devices that will allow homeowners to remain independent in their own homes and maintain their homeownership.

Local governments may not use more than 3 percent of their allocations under this section for administrative costs.

Section 2

The nonrecurring sum of \$65,000,000 is appropriated from the State Housing Trust Fund to the Department of Economic Opportunity for Fiscal Year 2013-2014 for transfer to the Florida Housing Finance Corporation (FHFC) to fund the State Apartment Incentive Loan (SAIL) Program.

Each SAIL development provided funds under this section shall include up to 15 percent, but not less than 5 percent, of their units designed, constructed and targeted for individuals with developmental, hearing, visual or mobility disabilities. All developments shall be required to enter into agreements with the local Center for Independent Living, Agency for Persons with Disabilities, or other such agency approved by the Florida Housing Finance Corporation, for the purpose of coordinating services and housing for individuals with disabilities.

Affordable housing units in each development that are in addition to those required for disabled tenants shall provide reduced-rent units to serve elderly tenants and extremely low income (ELI) tenants. To the extent possible, the ELI units should be part of the FHFC’s existing “Link Initiative” in which developers set aside units for special needs households, including persons with disabilities, homeless families, youth aging out of foster care, frail elders and survivors of domestic violence, who are receiving community-based supportive services and are referred by a supportive services agency in the community where the property is located.

Section 3

The nonrecurring sum of \$5,262,579 is appropriated from the General Revenue Fund to the State Court System for Fiscal Year 2013-2014 to provide technology solutions that expedite foreclosure cases through the judicial process. Such technology solutions must enable judges and staff to effectively use electronic documents when disposing of foreclosure cases, produce orders electronically, provide for electronic calendaring, serve orders electronically, and generate case management reports. All technology enhancements to expedite the mortgage foreclosure cases

must be completed in accordance with standards set by the Florida Court Technology Commission regarding functionality as outlined in the Case Processing Application Standards.

Section 4

The nonrecurring sum of \$9,908,948 is appropriated from the General Revenue Fund to the State Court System for Fiscal Year 2013-2014 to provide supplemental resources including, but not limited to, additional senior judge days and temporary case management staff in the trial courts to reduce the backlog of pending foreclosure cases. The nonrecurring sum of \$9,908,947 is appropriated from the General Revenue Fund to the State Court System for Fiscal Year 2014-2015 for the same purpose.

Section 5

The nonrecurring sum of \$7,500,000 is appropriated from the General Revenue Fund to the State Court System for the clerks of the court for Fiscal Year 2013-2014 to enhance levels of service to assist and support the courts in expediting the processing of backlogged foreclosure cases. The nonrecurring sum of \$7,500,000 is appropriated from the General Revenue Fund to the State Court System for the clerks of the court for Fiscal Year 2014-2015 for the same purpose.

Section 6

The nonrecurring sum of \$10 million is appropriated from the General Revenue Fund to the Department of Legal Affairs, Office of the Attorney General for Fiscal Year 2013-2014 to contract with regional legal aid service providers to provide legal aid services to low-income and moderate-income homeowners facing foreclosure. Administrative costs or fees may not be collected or used by the Office of the Attorney General, any association, or any foundation for providing such services.

Section 7

This section authorizes the Office of the Attorney General to establish, coordinate, and promote an advertising campaign, which may include public relations activities and contracting with media representatives for the purpose of dispersing promotional materials and opportunities for consumer assistance. The nonrecurring sum of \$2 million is appropriated from the General Revenue Fund to the Department of Legal Affairs, Office of the Attorney General for Fiscal Year 2013-2014 for this purpose.

Section 8

The nonrecurring sum of \$3 million is appropriated from the State Housing Trust Fund to the Department of Economic Opportunity for Fiscal Year 2013-2014 for transfer to the Florida Housing Finance Corporation for administrative expenses associated with implementing the provisions of this act.

Section 9

The nonrecurring sum of \$10,000,000 is appropriated from the State Housing Trust Fund to the Department of Economic Opportunity for Fiscal Year 2013-2014 for transfer to the Florida Housing Finance Corporation (FHFC) to fund a competitive grant program to provide housing for homeless persons. The FHFC shall award funds on a competitive basis to private non-profit organizations to purchase and renovate existing houses to be used by extremely low income homeless individuals. Funds may also be awarded to private non-profit organizations to construct small specialty housing of 10 units or less for homeless families.

Section 10

This section provides that the appropriations made in the act are contingent upon the deposit of \$200,080,474 into the state treasury from the escrow account created as a result of the consent judgment entered into by the Florida Attorney General on April 4, 2012, in the case of *United States of America, et al. v. Bank of America Corp., et al.*, No. 305 12-0361-RMC, in the United States District Court for the District of Columbia. Of the \$200,080,474, the following amounts shall be deposited in the specified funds in the state treasury: \$70,000,000 shall be deposited into the Local Government Housing Trust Fund in the Department of Economic Opportunity; \$78,000,000 shall be deposited into the State Housing Trust Fund in the Department of Economic Opportunity; and \$52,080,474 shall be deposited into the General Revenue Fund.

Section 11

This act is effective upon becoming law.

IV. Constitutional Issues:**A. Municipality/County Mandates Restrictions:**

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

Homeowners and renters will benefit from the programs funded by the bill. Funds will provide for home modifications and renovations, and more homes and low-cost rental units being made available for low income, elderly, and special needs persons. Homeowners facing foreclosure will also receive legal aid services and counseling under the provisions of the bill. In addition, funds provided to the state courts will assist persons facing foreclosure with the timely processing of their cases in court.

C. Government Sector Impact:

This bill appropriates \$200,080,474 contingent upon those funds being deposited into the state treasury from the National Mortgage Settlement. Of that amount, \$70,000,000 is appropriated from the Local Government Housing Trust Fund to the FHFC, \$78,000,000 is appropriated from the State Housing Trust Fund to the FHFC, and \$52,080,474 is appropriated from the General Revenue Fund to the Attorney General and to the State Courts. All of the implementation costs of the bill are funded with these funds.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:**A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

FOR CONSIDERATION By the Committee on Appropriations

576-02864A-13

20137146__

A bill to be entitled

An act relating to funding from the National Mortgage Settlement; providing an appropriation from the Local Government Housing Trust Fund and the State Housing Trust Fund to the Department of Economic Opportunity for specified purposes; providing appropriations from the General Revenue Fund to the State Court System for specified purposes; providing appropriations from the General Revenue Fund to the Department of Legal Affairs, Office of the Attorney General, for specified purposes and providing legislative findings; providing that the appropriations of this act are contingent upon the deposit of a specified sum into the state treasury as a result of a specified consent judgment; providing an effective date.

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

Section 1. (1) The nonrecurring sum of \$70 million is appropriated from the Local Government Housing Trust Fund to the Department of Economic Opportunity for the 2013-2014 fiscal year for transfer to the Florida Housing Finance Corporation (FHFC) to fund the State Housing Initiative Program (SHIP). The FHFC shall allocate the funding to all eligible counties and cities. Except as otherwise specified in this section, local governments must use this funding according to the SHIP statute and rules and within the parameters of their adopted local housing assistance plan.

(2) All funding appropriated in this section must be

Page 1 of 6

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

576-02864A-13

20137146__

targeted for one or more of the following strategies:

(a) Rehabilitating or modifying owner-occupied houses, including blighted homes or neighborhoods.

(b) Assisting with purchases of existing housing, with or without rehabilitation.

(c) Providing housing counseling services.

(d) Providing lease-purchase assistance.

(e) Implementing strategies approved by FHFC which are related to assisting households and communities impacted by foreclosures, using existing housing stock.

(3) Of the funding provided in this section, each local government must use a minimum of 20 percent of its allocation to serve persons with special needs as defined in s. 420.0004, Florida Statutes. Before this portion of the allocation is released by FHFC, a local government must submit an existing or new local housing assistance plan strategy for this purpose to the FHFC for approval to ensure that it meets these specifications. The first priority of these special needs funds must be to use them for persons with developmental, hearing, visual, or mobility disabilities, with an emphasis on home modifications, including technological enhancements and devices, which will allow homeowners to remain independent in their own homes and maintain their homeownership.

(4) Local governments may not use more than 3 percent of their allocations under this section for administrative costs.

Section 2. (1) The nonrecurring sum of \$65 million is appropriated from the State Housing Trust Fund to the Department of Economic Opportunity for the 2013-2014 fiscal year for transfer to the Florida Housing Finance Corporation (FHFC) to

Page 2 of 6

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

576-02864A-13

20137146

59 fund the State Apartment Incentive Loan Program (SAIL).

60 (2) Each SAIL development that receives funds under this
 61 section must include up to 15 percent but not less than 5
 62 percent of its units designed, constructed, and targeted for
 63 individuals with developmental, hearing, visual, or mobility
 64 disabilities. Each development shall be required to enter into
 65 agreements with the local Center for Independent Living, Agency
 66 for Persons with Disabilities, or other such agency approved by
 67 FHFC, for the purpose of coordinating services and housing for
 68 individuals with disabilities.

69 (3) Affordable housing units in each development which are
 70 in addition to those required under subsection (2) shall provide
 71 reduced-rent units to serve tenants who are elderly, as defined
 72 in s. 420.0004, Florida Statutes, and tenants who are extremely-
 73 low-income persons (ELI), as defined in s. 420.0004, Florida
 74 Statutes. To the extent possible, ELI units should be part of
 75 FHFC's existing Link Initiative in which developers set aside
 76 units for special needs households, including households with
 77 persons with disabilities, homeless families, youth aging out of
 78 foster care, frail elders, and survivors of domestic violence
 79 who are receiving community-based supportive services and who
 80 are referred by a supportive services agency in the community
 81 where the property is located.

82 Section 3. The nonrecurring sum of \$3 million is
 83 appropriated from the State Housing Trust Fund to the Department
 84 of Economic Opportunity for the 2013-2014 fiscal year for
 85 transfer to the Florida Housing Finance Corporation for
 86 administrative expenses associated with implementing the
 87 provisions of this act.

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88 Section 4. The nonrecurring sum of \$10 million is
 89 appropriated from the State Housing Trust Fund to the Department
 90 of Economic Opportunity for the 2013-2014 fiscal year for
 91 transfer to the Florida Housing Finance Corporation (FHFC) to
 92 fund a competitive grant program to provide housing for homeless
 93 persons. The FHFC shall award funds on a competitive basis to
 94 private nonprofit organizations to purchase and renovate
 95 existing houses to be used by extremely-low-income homeless
 96 individuals. Funds may also be awarded to private nonprofit
 97 organizations to construct small specialty housing of 10 units
 98 or fewer for homeless families.

99 Section 5. The nonrecurring sum of \$5,262,579 is
 100 appropriated from the General Revenue Fund to the State Court
 101 System for the 2013-2014 fiscal year to provide technology
 102 solutions that expedite foreclosure cases through the judicial
 103 process. Such technology solutions must enable judges and staff
 104 to effectively use electronic documents when disposing of
 105 foreclosure cases, produce orders electronically, provide for
 106 electronic calendaring, serve orders electronically, and
 107 generate case management reports. All technology enhancements to
 108 expedite the mortgage foreclosure cases must be completed in
 109 accordance with standards set by the Florida Court Technology
 110 Commission regarding functionality as outlined in the Case
 111 Processing Application Standards.

112 Section 6. The nonrecurring sum of \$9,908,948 is
 113 appropriated from the General Revenue Fund to the State Court
 114 System for the 2013-2014 fiscal year to provide supplemental
 115 resources, including, but not limited to, additional senior
 116 judge days and temporary case management staff in the trial

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117 courts to reduce the backlog of pending foreclosure cases. The
118 nonrecurring sum of \$9,908,947 is appropriated from the General
119 Revenue Fund to the State Court System for the 2014-2015 fiscal
120 year for the same purpose.

121 Section 7. The nonrecurring sum of \$7.5 million is
122 appropriated from the General Revenue Fund to the State Court
123 System for the clerks of the court for the 2013-2014 fiscal year
124 to enhance levels of service to assist and support the courts in
125 expediting the processing of backlogged foreclosure cases. The
126 nonrecurring sum of \$7.5 million is appropriated from the
127 General Revenue Fund to the State Court System for the clerks of
128 the court for the 2014-2015 fiscal year for the same purpose.

129 Section 8. The nonrecurring sum of \$10 million is
130 appropriated from the General Revenue Fund to the Department of
131 Legal Affairs, Office of the Attorney General, for the 2013-2014
132 fiscal year to contract with regional legal aid service
133 providers to provide legal aid services to low-income and
134 moderate-income homeowners facing foreclosure. Administrative
135 costs or fees may not be collected or used by the Office of the
136 Attorney General, any association, or any foundation for
137 providing such services with the funds appropriated in this
138 section.

139 Section 9. The Legislature finds that there is a need for a
140 promotional campaign to increase consumer awareness of
141 affordable housing availability and housing assistance
142 opportunities as outlined in this act. To this end, the Office
143 of the Attorney General may establish, coordinate, and promote
144 such an advertising campaign, which may include public relations
145 activities and contracting with media representatives for the

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146 purpose of dispersing promotional materials and providing
147 opportunities for consumer assistance. The nonrecurring sum of
148 \$2 million is appropriated from the General Revenue Fund to the
149 Department of Legal Affairs, Office of the Attorney General, for
150 the 2013-2014 fiscal year for this purpose.

151 Section 10. The appropriations in this act are contingent
152 upon the deposit of \$200,080,474 into the state treasury from
153 the escrow account created as a result of the consent judgment
154 entered into by the Florida Attorney General on April 4, 2012,
155 in the case of *United States of America v. Bank of America*
156 Corp., No. 305 12-0361-RMC, in the United States District Court
157 for the District of Columbia. Of the \$200,080,474, the following
158 amounts shall be deposited into the specified funds in the state
159 treasury: \$70 million shall be deposited into the Local
160 Government Housing Trust Fund in the Department of Economic
161 Opportunity; \$78 million shall be deposited into the State
162 Housing Trust Fund in the Department of Economic Opportunity;
163 and \$52,080,474 shall be deposited into the General Revenue
164 Fund.

165 Section 11. This act shall take effect upon becoming a law.

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13

Meeting Date

Topic Nat'l Mortgage Foreclosure Settlement

Bill Number SB 746 (if applicable)

Name Trey Price

Amendment Barcode (if applicable)

Job Title Public Policy Representative

Address 200 S. Monroe St

Phone (850) 224-1400

Tallahassee FL 32301

E-mail Trey@floridarealtors.org

Speaking: [X] For [] Against [] Information

Representing Florida Realtors

Appearing at request of Chair: [] Yes [X] No

Lobbyist registered with Legislature: [X] Yes [] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/3/13

Meeting Date

Topic Montgane Settlement

Bill Number 7146
(if applicable)

Name Leticia Adams

Amendment Barcode _____
(if applicable)

Job Title Director of Governance Policy

Address 136 S. Bronagh St.
Street

Phone 850 544 6866

Tall FL 32301
City State Zip

E-mail ladams@flchamber.com

Speaking: For Against Information

Representing Florida Chamber of Commerce

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

CourtSmart Tag Report

Room: KN 412

Case:

Type:

Caption: Senate Appropriations Committee

Judge:

Started: 4/3/2013 9:02:38 AM

Ends: 4/3/2013 2:25:26 PM Length: 05:22:49

9:02:43 AM Sen. Negron (Chair)
9:05:11 AM Jerry McDaniel, Director, Office of Policy and Budget, Executive Office of the Governor
9:07:29 AM S 444
9:07:44 AM Sen. Diaz de la Portilla
9:08:55 AM Edgar Hernandez, Governmental Affairs Assistant, Miami-Dade Water and Sewer Department (in support)
9:09:03 AM Stephen James, Florida Association of Counties (in support)
9:09:05 AM Brittney Burch, L.A., Diving Equipment and Marketing Association (in support)
9:09:06 AM Lee Killinger, Florida Section, American Water Works Association (in support)
9:09:11 AM Rana Brown, Broward County (in support)
9:10:09 AM Sen. Negron
9:15:58 AM S 7040
9:18:07 AM Sen. Galvano
9:22:13 AM Sen. Thrasher
9:22:45 AM Sen. Bean
9:23:50 AM Sen. Galvano
9:24:00 AM Sen. Montford
9:25:27 AM Sen. Galvano
9:25:31 AM Sen. Montford
9:25:43 AM Sen. Sobel
9:26:16 AM Sen. Galvano
9:27:26 AM Sen. Ring
9:27:46 AM Sen. Galvano
9:27:54 AM Sen. Bradley
9:27:59 AM Sen. Galvano
9:28:49 AM Sen. Joyner
9:29:58 AM Sen. Galvano
9:30:12 AM Sen. Joyner
9:30:42 AM Sen. Galvano
9:31:25 AM Sen. Grimsley
9:32:43 AM Sen. Negron
9:32:51 AM Sen. Bradley
9:36:56 AM Sen. Gardiner
9:39:13 AM Sen. Negron
9:39:22 AM Sen. Hays
9:43:44 AM Am. 995004
9:43:53 AM Sen. Galvano
9:44:25 AM Am. 995007
9:44:28 AM Sen. Galvano
9:44:58 AM Am. 995008
9:45:04 AM Sen. Galvano
9:45:21 AM Am. 995011
9:45:32 AM Sen. Galvano
9:46:00 AM Am. 995021
9:46:05 AM Sen. Galvano
9:46:21 AM Am. 995022
9:46:29 AM Sen. Galvano
9:46:44 AM Am. 995024
9:46:51 AM Sen. Galvano
9:47:09 AM Am. 995027
9:47:17 AM Sen. Galvano
9:47:42 AM Am. 995026

9:47:48 AM	Am. 995056
9:47:54 AM	Sen. Galvano
9:48:28 AM	Am. 995047
9:48:37 AM	Sen. Bean
9:49:20 AM	Sen. Latvala
9:49:37 AM	Sen. Bean
9:50:37 AM	Sen. Latvala
9:51:03 AM	Sen. Bean
9:51:34 AM	Sen. Montford
9:52:02 AM	Sen. Bean
9:52:21 AM	Sen. Montford
9:52:39 AM	Sen. Bean
9:53:08 AM	Sen. Joyner
9:53:30 AM	Sen. Bean
9:53:37 AM	Sen. Joyner
9:54:21 AM	Am. 995053
9:54:28 AM	Sen. Galvano
9:54:46 AM	Am. 995018
9:55:09 AM	Sen. Grimsley
9:55:27 AM	Am. 995020
9:55:34 AM	Sen. Hukill
9:55:56 AM	Am. 995023
9:56:03 AM	Sen. Grimsley
9:56:25 AM	Am. 995025
9:56:31 AM	Sen. Bradley
9:56:57 AM	Am. 995031
9:57:07 AM	Sen. Grimsley
9:57:18 AM	Am. 995040
9:57:27 AM	Sen. Sobel
9:57:59 AM	Am. 995042
9:58:19 AM	Am. 995055
9:58:27 AM	Sen. Smith
9:58:49 AM	Am. 995043
9:58:55 AM	Sen. Grimsley
9:59:12 AM	Am. 995044
9:59:17 AM	Sen. Grimsley
9:59:39 AM	Am. 995045
9:59:45 AM	Sen. Bean
10:00:03 AM	Am. 995046
10:00:09 AM	Sen. Sobel
10:00:36 AM	Sen. Grimsley
10:01:12 AM	Sen. Sobel
10:01:33 AM	Am. 995048
10:01:37 AM	Sen. Margolis
10:02:21 AM	Sen. Latvala
10:02:48 AM	Sen. Grimsley
10:03:11 AM	Am. 995049
10:03:15 AM	Sen. Bean
10:03:47 AM	Am. 995050
10:03:50 AM	Sen. Margolis
10:04:29 AM	Sen. Grimsley
10:04:53 AM	Sen. Margolis
10:04:58 AM	Am. 995051
10:05:04 AM	Sen. Margolis
10:05:42 AM	Am. 995052
10:05:48 AM	Sen. Grimsley
10:06:08 AM	Am. 995014
10:06:12 AM	Sen. Sobel
10:06:37 AM	Sen. Grimsley
10:07:02 AM	Sen. Sobel
10:07:34 AM	Am. 995002
10:07:40 AM	Sen. Montford

10:08:17 AM	Am. 995001
10:08:23 AM	Sen. Montford
10:08:47 AM	Am. 995005
10:08:56 AM	Sen. Montford
10:09:24 AM	Am. 995009
10:09:31 AM	Am. 995057
10:09:37 AM	Sen. Bradley
10:09:55 AM	Am. 995012
10:10:05 AM	Sen. Bradley
10:10:29 AM	Am. 995017
10:10:35 AM	Sen. Bradley
10:10:59 AM	Am. 995028
10:11:16 AM	Sen. Bradley
10:11:47 AM	Am. 995029
10:11:52 AM	Sen. Gardiner
10:12:16 AM	Am. 995030
10:12:25 AM	Sen. Bradley
10:12:49 AM	Am. 995054
10:12:54 AM	Sen. Galvano
10:13:40 AM	Am. 995015
10:13:45 AM	Sen. Gardiner
10:14:09 AM	Am. 995033
10:14:20 AM	Sen. Sobel
10:14:36 AM	Sen. Gardiner
10:14:53 AM	Sen. Negron
10:15:14 AM	Sen. Sobel
10:15:21 AM	Am. 995034
10:15:30 AM	Sen. Gardiner
10:15:49 AM	Am. 995036
10:15:57 AM	Sen. Margolis
10:16:43 AM	Am. 995037
10:16:53 AM	Am. 995039
10:16:56 AM	Sen. Gardiner
10:17:20 AM	Am. 995041
10:17:23 AM	Sen. Gardiner
10:17:40 AM	Am. 995003
10:17:51 AM	Sen. Hays
10:18:19 AM	Am. 995006
10:18:25 AM	Sen. Hays
10:18:44 AM	Sen. Smith
10:19:18 AM	Sen. Hays
10:19:42 AM	Sen. Smith
10:20:03 AM	Sen. Latvala
10:20:34 AM	Jeremy Kudon, Fortress Investment Group
10:21:02 AM	Am. 995010
10:21:07 AM	Sen. Hays
10:21:42 AM	Am. 995013
10:21:47 AM	Sen. Latvala
10:22:27 AM	Am. 995016
10:22:33 AM	Sen. Hays
10:22:58 AM	Sen. Latvala
10:23:09 AM	Am. 995032
10:23:16 AM	Sen. Hays
10:23:53 AM	Am. 995019
10:24:10 AM	Sen. Galvano
10:24:54 AM	Am. 995035
10:25:00 AM	Sen. Benacquisto
10:25:33 AM	Am. 995038
10:25:39 AM	Sen. Benacquisto
10:26:26 AM	Sen. Latvala
10:27:15 AM	Sen. Smith
10:28:44 AM	Sen. Hukill

10:29:01 AM S 7042
10:29:07 AM Sen. Negron
10:30:55 AM S 7044
10:31:02 AM Sen. Negron
10:32:18 AM S 7046
10:32:34 AM Sen. Hays
10:34:04 AM S 1802
10:34:07 AM Sen. Ring
10:35:28 AM S 1810
10:35:30 AM Sen. Ring
10:37:14 AM S 7048
10:37:20 AM Sen. Bradley
10:39:13 AM S 7050
10:39:17 AM Sen. Bradley
10:41:15 AM S 7052
10:41:24 AM Am. 127950
10:41:25 AM Sen. Bradley
10:43:20 AM Fred Baggett, Florida Clerks and Comptrollers
10:44:33 AM Mark Mahon, Vice Chairman, Trial Court Budget Commission
10:47:59 AM Steve Metz, Florida Bar
10:50:47 AM Sen. Negron
10:56:14 AM Sen. Thrasher
10:58:28 AM S 7054
10:58:31 AM Sen. Galvano
11:00:03 AM S 7056
11:00:21 AM Sen. Grimsley
11:01:02 AM Sen. Negron
11:02:01 AM S 7058
11:02:12 AM Sen. Grimsley
11:03:28 AM Sen. Smith
11:04:44 AM S 7060
11:04:50 AM Sen. Gardiner
11:06:22 AM Sen. Bradley
11:07:58 AM S 534
11:08:02 AM Sen. Brandes
11:09:34 AM Am. 226110
11:09:53 AM Sen. Brandes
11:10:10 AM Sen. Latvala
11:10:22 AM Sen. Brandes
11:10:32 AM Am. 692562
11:10:41 AM Sen. Brandes
11:11:14 AM Kraig Conn, Florida League of Cities
11:12:36 AM Amy Datz, retired state employee (against)
11:12:47 AM Gail Marie Perry, Chair, CWA Council of Florida (against)
11:13:01 AM Ernie George, Past Director, Palm Beach County PBA
11:14:57 AM Leticia Adams, Director of Governance Policy, Florida Chamber of Commerce
11:15:43 AM Jim Tolley, Florida Professional Firefighters
11:17:05 AM Sen. Latvala
11:19:04 AM Sen. Brandes
11:22:22 AM Sen. Latvala
11:22:40 AM S 458
11:22:52 AM Am. 595556
11:22:53 AM Sen. Ring
11:26:13 AM Sen. Bradley
11:30:05 AM Sen. Montford
11:30:21 AM Sen. Bradley
11:30:27 AM Sen. Margolis
11:31:47 AM Sen. Ring
11:32:24 AM Sen. Bradley
11:32:43 AM Sen. Richter
11:33:47 AM Sen. Bradley
11:34:39 AM Sen. Sobel

11:34:56 AM Sen. Ring
11:35:00 AM Sen. Thrasher
11:35:09 AM Sen. Sobel
11:35:26 AM Sen. Ring
11:37:07 AM Sen. Bradley
11:37:44 AM Sen. Montford
11:38:30 AM Sen. Ring
11:39:32 AM Sen. Bradley
11:40:51 AM J. Tolley
11:41:27 AM L. Adams
11:42:27 AM K. Conn
11:48:51 AM David Murrell, Director of Legislative Services, Florida Police Benevolent Association
11:52:43 AM Rich Templin, Florida AFL-CIO (against)
11:52:56 AM Val Smith, teacher (against)
11:53:04 AM Chris Analetto, glazier (against)
11:53:06 AM Bill Powell, glazier training representative (against)
11:53:08 AM A. Datz (against)
11:53:11 AM Joseph Tate, retiree (against)
11:53:13 AM Larry Kidd, electrician (against)
11:53:19 AM Georgiann Jones, retired educator (against)
11:53:30 AM Robert Suarez, Vice President, Florida Professional Firefighters
11:56:22 AM Sen. Joyner
11:57:00 AM R. Suarez
11:57:52 AM Sen. Joyner
11:58:07 AM R. Suarez
11:59:06 AM Sen. Joyner
11:59:22 AM R. Suarez
12:00:29 PM Sen. Joyner
12:01:23 PM R. Suarez
12:01:28 PM Jim Ciadella, Business Representative, United School Employees of Pasco (against)
12:02:08 PM Sen. Joyner
12:02:44 PM Sen. Ring
12:06:55 PM Sen. Bradley
12:08:50 PM Sen. Bean
12:10:32 PM Sen. Negron
12:11:35 PM S 1258
12:11:39 PM PCS 356458
12:11:53 PM Sen. Grimsley
12:13:01 PM S 1632
12:13:07 PM Sen. Latvala
12:14:43 PM Am. 109158
12:14:52 PM Sen. Latvala
12:15:04 PM Sen. Joyner
12:15:21 PM Sen. Latvala
12:15:55 PM Am. 209672
12:16:01 PM Sen. Latvala
12:16:25 PM Am. 648894
12:16:32 PM Sen. Latvala
12:16:44 PM Am. 220380
12:16:48 PM Sen. Latvala
12:16:59 PM Am. 556482
12:17:00 PM Am. 342890
12:17:13 PM Sen. Latvala
12:17:47 PM Am. 599024
12:17:55 PM Sen. Latvala
12:18:14 PM Am. 495018
12:18:20 PM Sen. Latvala
12:19:52 PM Sen. Richter
12:20:42 PM S 7146
12:20:46 PM Sen. Gardiner
12:22:37 PM Sen. Smith
12:23:22 PM Sen. Gardiner

12:24:09 PM Sen. Smith
12:24:45 PM Sen. Gardiner
12:25:44 PM Trey Price, Public Policy Representative, Florida Realtors
12:26:00 PM L. Adams (in support)
12:26:48 PM Sen. Montford
12:27:15 PM Sen. Negron
12:27:35 PM Recording Paused
1:01:40 PM Recording Resumed
1:01:48 PM S 1770
1:02:06 PM PCS 939812
1:02:18 PM Sen. Simmons
1:26:09 PM Sen. Montford
1:26:50 PM Sen. Simmons
1:28:30 PM Sen. Negron
1:28:37 PM Sen. Simmons
1:29:37 PM Sen. Montford
1:29:57 PM Sen. Simmons
1:31:03 PM Sen. Joyner
1:31:39 PM Sen. Simmons
1:32:50 PM Sen. Joyner
1:33:01 PM Sen. Simmons
1:33:17 PM Sen. Joyner
1:34:08 PM Sen. Simmons
1:34:51 PM Sen. Negron
1:35:13 PM Sen. Joyner
1:36:55 PM Sen. Simmons
1:38:57 PM Sen. Joyner
1:39:46 PM Sen. Simmons
1:40:37 PM Sen. Joyner
1:40:57 PM Sen. Simmons
1:42:00 PM Sen. Joyner
1:42:28 PM Sen. Simmons
1:42:56 PM Sen. Bean
1:43:50 PM Sen. Simmons
1:44:53 PM Am. 840962
1:45:03 PM Sen. Richter
1:45:05 PM Sen. Simmons
1:45:34 PM Am. 680240
1:45:41 PM Sen. Simmons
1:46:37 PM Sen. Negron
1:46:43 PM Sen. Simmons
1:47:00 PM Christian Camara, State Director, R Street Institute
1:50:27 PM Sen. Simmons
1:51:27 PM Sen. Bradley
1:52:01 PM Sen. Simmons
1:53:20 PM Sen. Lee
1:53:50 PM Sen. Simmons
1:53:59 PM Sen. Lee
1:55:28 PM Am. 566122
1:55:32 PM Sen. Joyner
1:56:12 PM Mark Delegal, Counsel, Universal NA Insurance Company
2:00:15 PM Sen. Negron
2:01:25 PM M. Delegal
2:02:16 PM Sen. Thrasher
2:03:26 PM M. Delegal
2:04:03 PM Sen. Negron
2:04:39 PM Sen. Sobel
2:05:37 PM M. Delegal
2:06:14 PM Sen. Margolis
2:06:44 PM Sen. Negron
2:07:15 PM Sen. Simmons
2:08:45 PM Sen. Joyner

2:10:20 PM Sen. Simmons
2:11:00 PM Am. 468298
2:11:21 PM Sen. Joyner
2:11:59 PM Sen. Montford
2:12:41 PM Jay Liles, Policy Consultant, Florida Wildlife Federation (in support)
2:12:46 PM Sarah Gledhill, Advocate, Florida Wildlife Federation (in support)
2:12:49 PM Carolyn Johnson, Policy Director, Florida Chamber of Commerce (in support)
2:12:59 PM Don Brown, Lobbyist, Associated Industries of Florida (in support)
2:14:18 PM Sen. Thrasher
2:14:37 PM Sen. Simmons
2:14:51 PM Sen. Gardiner
2:15:58 PM Sen. Hays
2:16:48 PM Sen. Lee
2:18:24 PM Sen. Richter
2:21:15 PM Sen. Sobel
2:21:59 PM Sen. Simmons
2:23:48 PM Sen. Bradley
2:24:01 PM Sen. Benacquisto
2:24:12 PM Sen. Lee
2:24:39 PM Sen. Bean